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Bill No. 286

The Corporation of the City of Hamilton

BY-LAW NO. 73-01

To Designate:

THE LANDSDALE NEIGHBOURHOOD
AS A REDEVELOPMENT AREA

WHEREAS Section 2(b) of the 26th Report of the Planning and Development Committee, adopted by City Council on October 25, 1977, designated the Landsdale Neighbourhood as a Neighbourhood Improvement Program Area in accordance with the provisions of Section 27 of The National Housing Act, R.S.C. 1970, Chapter N-10 for the purpose of improving the amenities, housing and living conditions of the residents in the area so designated;

AND WHEREAS Her Majesty The Queen in Right of Ontario represented by the Minister of Housing and Central Mortgage and Housing Corporation entered into an Agreement dated the 13th day of September, 1977 to plan for and implement the Neighbourhood Improvement Program in municipalities in accordance with the terms and conditions of the said Agreement;

AND WHEREAS in order to implement the aforesaid purpose and in order for the Province of Ontario to assist in the redevelopment of a redevelopment area as defined in Section 22 of The Planning Act, R.S.O. 1970, Chapter 349 and for the municipality of the City of Hamilton to be eligible for a contribution under the said Agreement, it is necessary to further designate the said area as a redevelopment area under The Planning Act;

AND WHEREAS Section 22(2) of The Planning Act provides as follows:

- 22(2) The Council of a municipality that has an official plan in respect of land use may, with the approval of the Minister, by by-law designate the whole or any part of an area covered by such an official plan as a redevelopment area, and the redevelopment area shall not be altered or dissolved without the approval of the Minister.

AND WHEREAS the Municipality of the City of Hamilton has an Official Plan;

AND WHEREAS the purpose for which the said area was designated is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

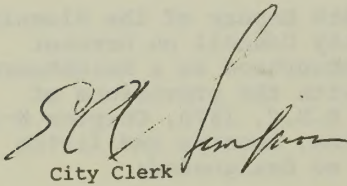
1. The Landsdale Neighbourhood more particularly described in Schedule "A" hereto annexed and shown on a plan hereto annexed as Schedule "B", is designated a redevelopment area.

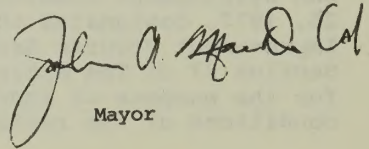
-2-

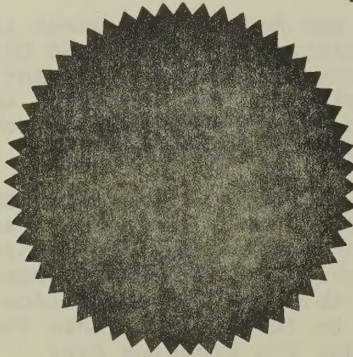
The City Solicitor is authorized and directed to make application to the Minister under The Planning Act for the necessary approval of this by-law.

READ A FIRST AND SECOND TIME on the 8th day of November, 1977.

READ A THIRD TIME AND FINALLY PASSED on the Tenth day of January, 1978, the approval of the Minister having been granted on the 12th day of December 1977.


City Clerk


Mayor



DESCRIPTION OF NEIGHBOURHOOD IMPROVEMENT AREA -
LANDSDALE NEIGHBOURHOOD BOUNDED BY C.N.R.,
WENTWORTH, MAIN & WELLINGTON STREETS

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and which said parcel may be more particularly described as follows: -

Commencing at the intersection of the western limit of Wentworth Street (road allowance between Lots 10 and 11 Township of Barton) with the southern limit of the C.N.R. right-of-way.

Thence southerly along the said western limit of Wentworth Street to the northern limit of Main Street (road allowance between Concession 2 and 3).

Thence southerly in a straight line to the intersection of the southern limit of Main Street with the western limit of Wentworth Street.

Thence westerly along the said southern limit of Main Street in all its courses to the eastern limit of Wellington Street (road allowance between Lots 12 and 13).

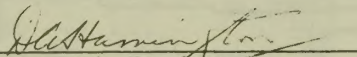
Thence westerly in a straight line to the intersection of the southern limit of Main Street with the western limit of Wellington Street.

Thence northerly in a straight line to the intersection of the western limit of Wellington Street with the northern limit of Main Street.

Thence northerly along the said western limit of Wellington Street in all its courses to the southern limit of the C.N.R. right-of-way.

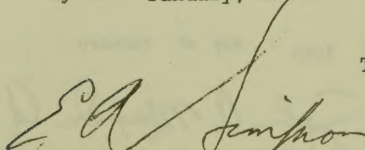
Thence easterly in a straight line to the intersection of the eastern limit of Wellington Street with the southern limit of the C.N.R. right-of-way.

Thence easterly along the said southern limit of the C.N.R. right-of-way in all its courses to the point of commencement.

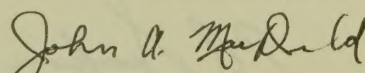

D. A. Harrington
Ontario Land Surveyor

Department of Engineering
27th October 1977
DAH:jk

This is Schedule "A" to By-law No. 286 passed on the Tenth
day of January, 1978.


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 78-02

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF STONE CHURCH ROAD WEST
AND UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the lands herein-after referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 is amended,

- (a) by changing from "AA" (Agricultural) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "G" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variance as a special requirement,

1. There shall be provided and maintained on the lot not less than 3 parking spaces for each 1,000 square feet of commercial gross floor area.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "G" District provisions,

subject to the special requirement referred to in section 2.

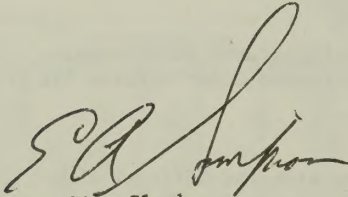
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-557".

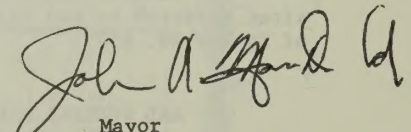
5. Sheet No. W-27C of the District maps is amended by marking the lands referred to in section 1, "S-557".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

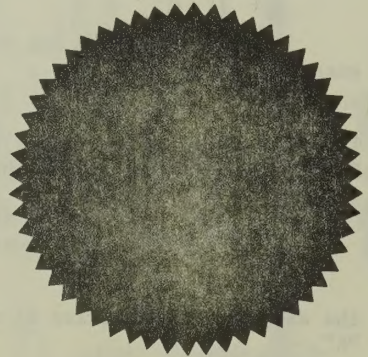
7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

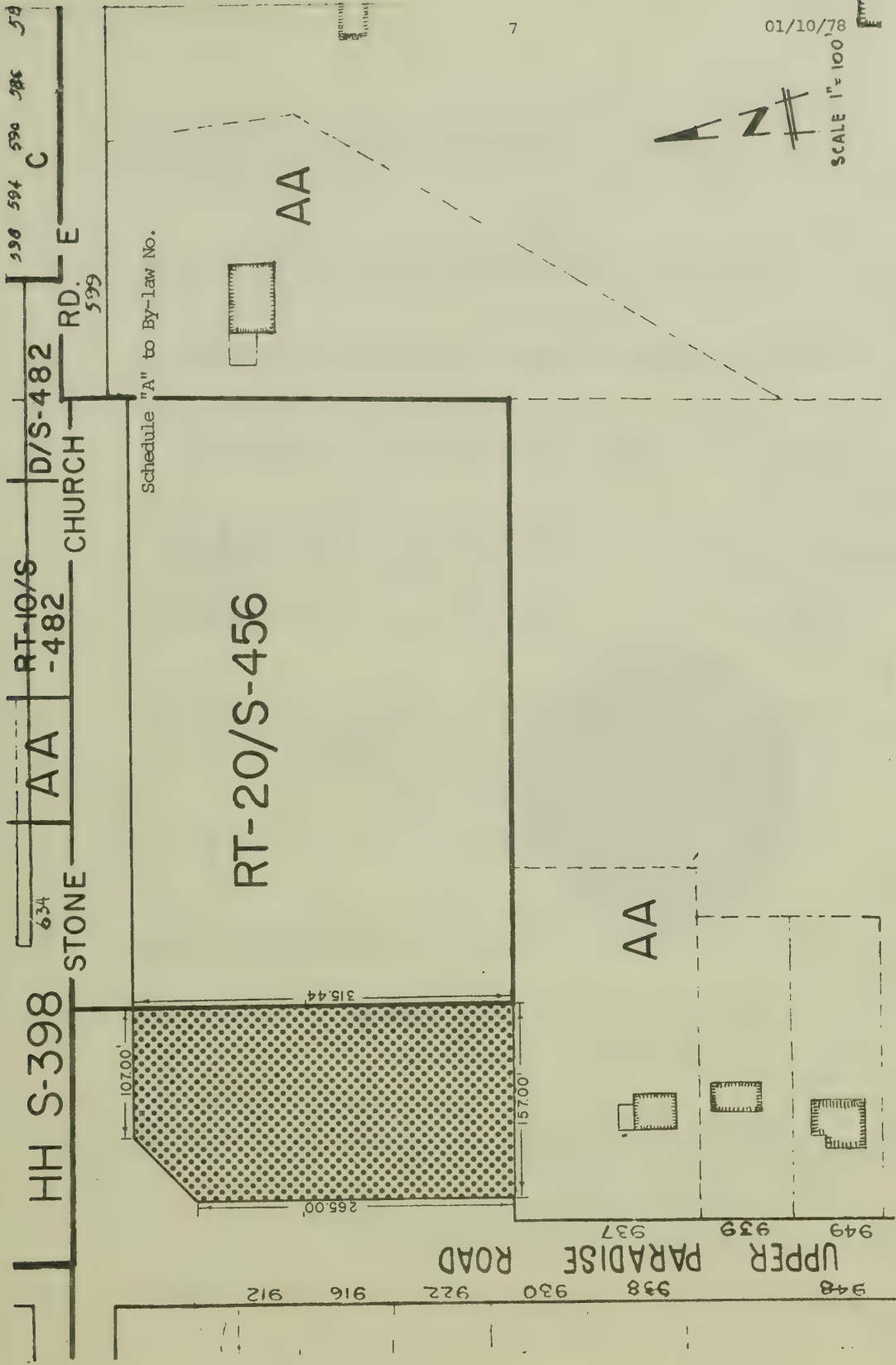
PASSED this 10th day of January A.D. 1978


City Clerk


Mayor

(1977) 32 R.P.D.C. 2, November 29
Tipperary Realty Limited, prospective owner.





LEGEND

Lands on part of Sheet No. W-27 C of the Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District.



Bill No. 3

This is Schedule "A" to By-law No. 78-2 passed the 10th. day of January, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

SA Simpson
City Clerk

John A. McEwen
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 3

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1238 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the lands herein-after referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 is amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "C" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variance as a special requirement:

- 1. Notwithstanding section 9(4) of By-law No. 6593, every lot for a single family dwelling shall have a width of at least 37 feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "C" District provisions,

subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-553".

5. Sheet No. E-38B of the District Maps is amended by marking the lands referred to in section 1, "S-553".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

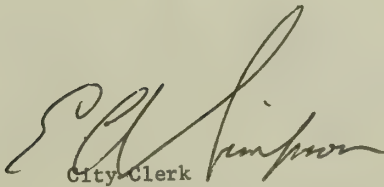
PASSED this

Tenth

day of

January

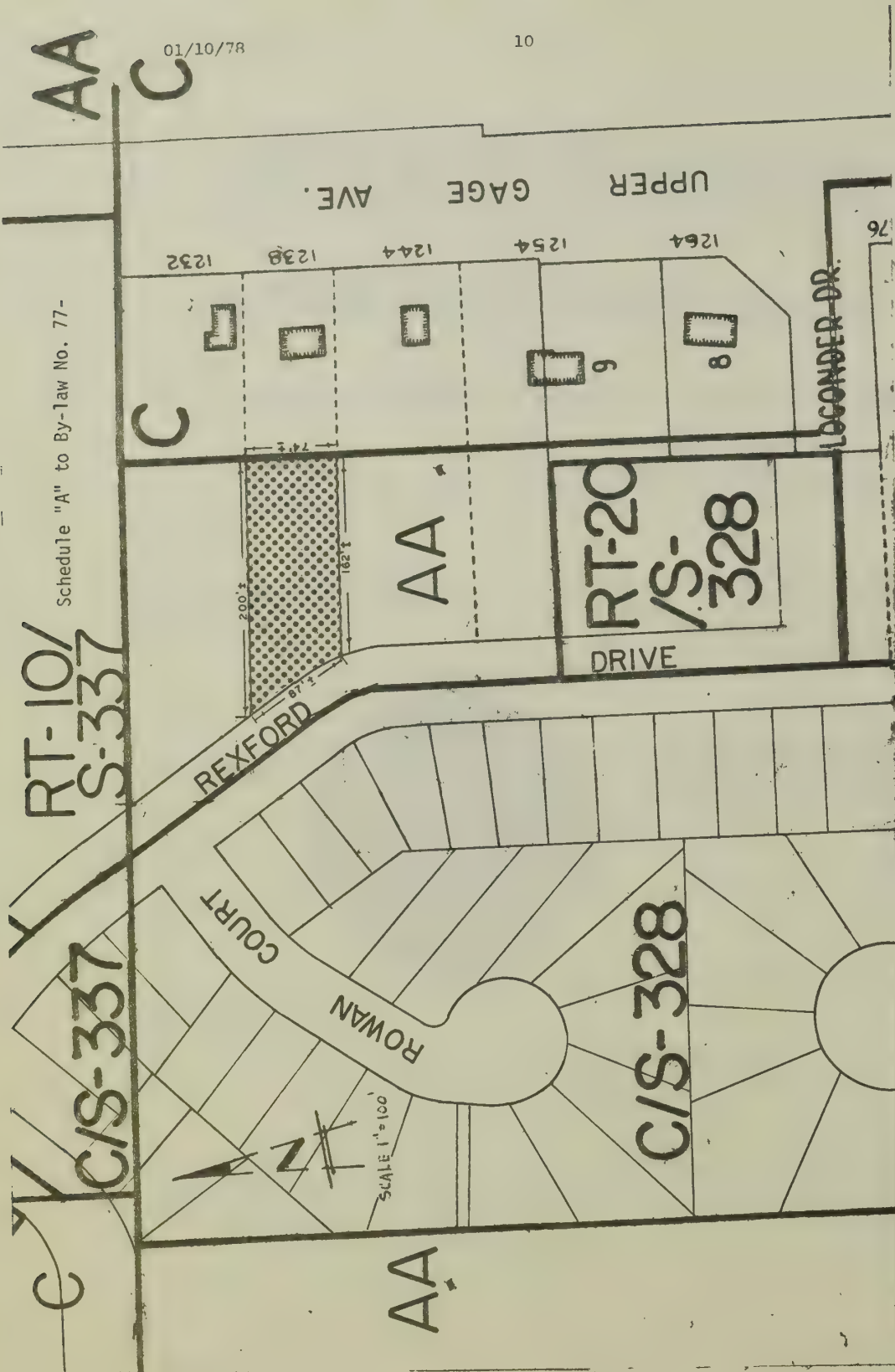
A.D. 1978


City Clerk


Mayor

(1977) 28 R.P.D.C. 1, November 8
V. DiPanfilis, prospective owner





LEGEND



Lands on Part of Sheet No. 38B of the Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.



Bill No. 4

This is Schedule "A" to By-law No. 78-3 passed the 10th day of January, 1978 .

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. 5

The Corporation of the City of Hamilton

BY-LAW NO. 78- 4

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF UPPER HORNING
ROAD IN THE AREA WEST OF MOHAWK ROAD WEST

WHEREAS The Council of The Corporation of the City of Hamilton adopted item 7 of the 25th Report of the Planning and Development Committee on the 27th day of July, 1976, wherein the application for a change in zoning from "B" (Suburban Agricultural and Residential) district of the lands on the west side of Upper Horning Road was recommended for refusal on the basis that the proposed division of a residential lot to create two smaller lots in the location would adversely affect the established residential properties in the immediate area;

AND WHEREAS the owners of the property appealed the decision of Council to The Ontario Municipal Board;

AND WHEREAS The Ontario Municipal Board by Order dated the 28th day of September, 1977 provided "that the Council of The Corporation of the City of Hamilton shall forthwith pass an amendment to By-law No. 6593 in the form of the draft by-law attached as Schedule "A" to this Order.";

AND WHEREAS the within By-law is in the form required by the Order of The Ontario Municipal Board;

AND WHEREAS this By-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

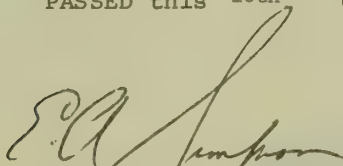
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

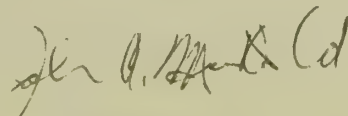
1. Sheet No. W-43B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

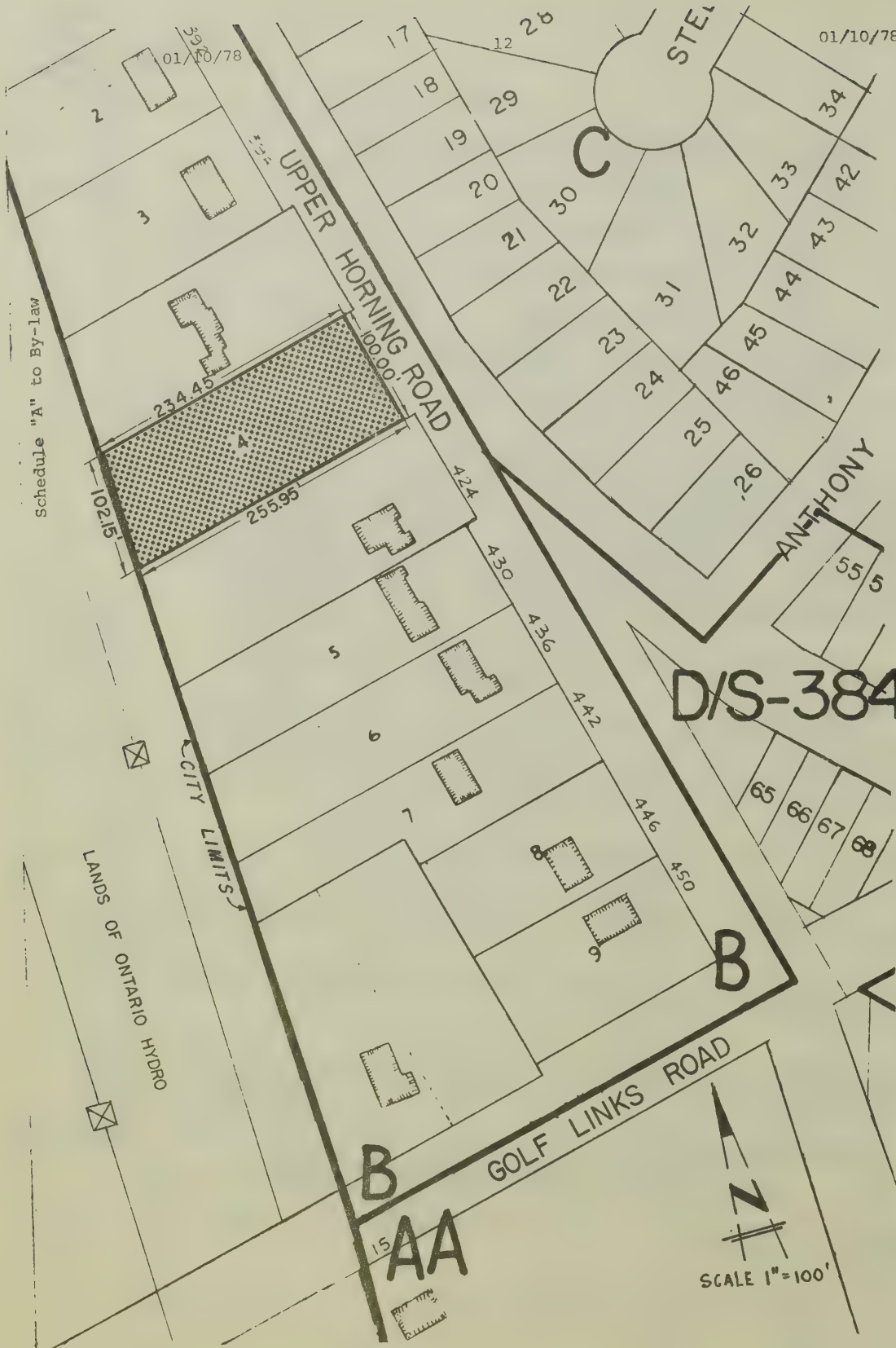
- (a) by changing from "B" (Suburban Agricultural and Residential, etc.) district to "B-2" (Suburban Residential) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

PASSED this 10th day of January A.D. 1978.


City Clerk


Mayor



Lands on Part of Sheet No. W-43B of the Zoning District Maps to be re-zoned from "B" (Suburban Agricultural and Residential, etc.) District to "B-2" (Suburban Residential) District.



Bill No. 5

This is Schedule "A" to By-law No.78-4 passed the 10th day of January, 1978

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 5

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 290 CAROLINE STREET SOUTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" District provisions of By-law No. 6593, passed on the 25th day of July, 1950 applicable to the lands the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent of the following variance as a special requirement:

1. That notwithstanding section 10(1) of By-law No. 6593, the existing building may be extended and converted into a multiple dwelling compound of not more than four dwelling units.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "D" District provisions,

subject to the special requirement referred to in section 1.

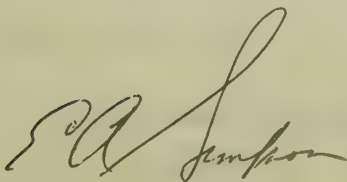
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-554".

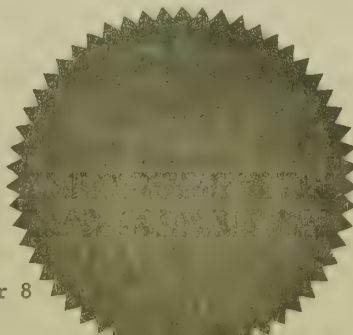
4. Sheet No. W-6 of the District Maps is amended by marking the lands referred to in section 1, "S-554".

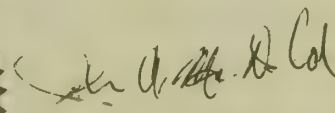
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this Tenth day of January A.D. 1978


City Clerk




Mayor



Lands on Part of Sheet No. W-6 of the Zoning District Maps to be regulated by By-law No. 77-

Bill No. 6

This is Schedule "A" to By-law No. 78-5 passed the 10th day of January, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

CORPORATION OF THE CITY OF HAMILTON
 (John A. Macdonald) Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 6

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 760 TO 780 MOHAWK ROAD WEST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E" District provisions of By-law No. 6593, passed on the 25th day of July, 1950 applicable to the lands the extent and boundaries of which are shown on a plan hereto annexed as schedules "A" and "A1", are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted in the "E" District, commercial uses as permitted in the "G" District shall be permitted within the single-storey commercial building located between the two existing multiple dwellings located on the land.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "E" District provisions,

subject to the special requirement referred to in section 1.

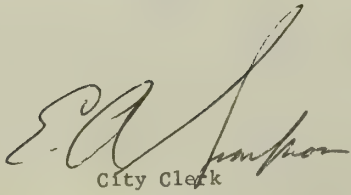
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-556".

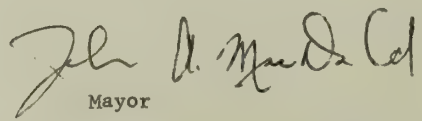
4. Sheets Nos. W-37, W-37A and W-43A of the District Maps are amended by marking the lands referred to in section 1, "S-556".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

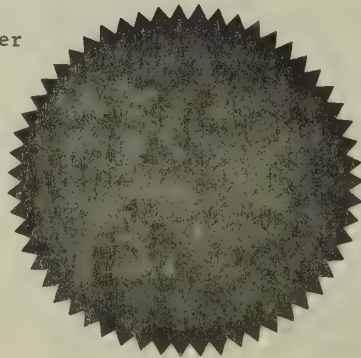
6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this Tenth day of January A.D. 1978.

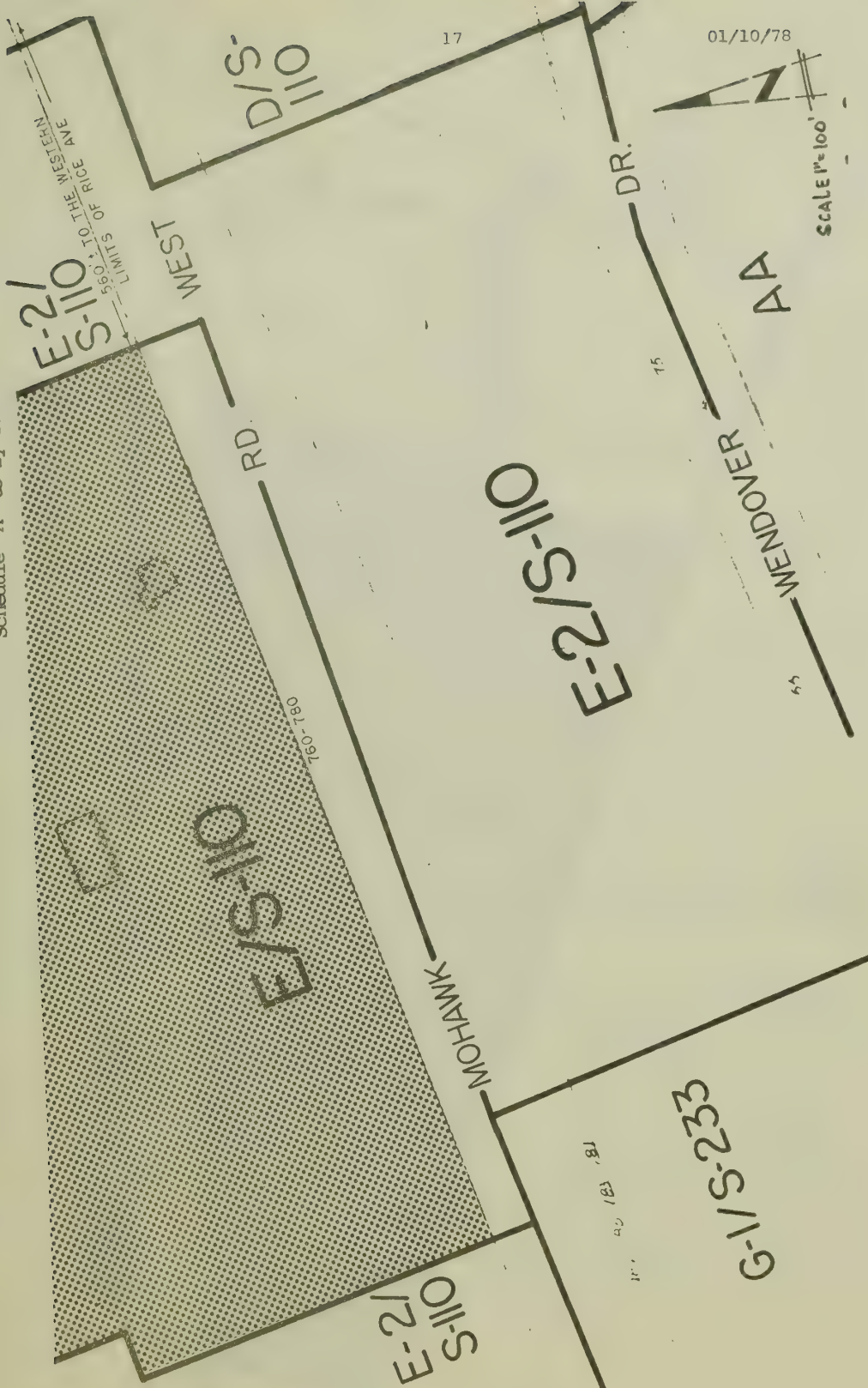

City Clerk


Mayor

(1977) 32 R.P.D.C. 1, November 29
Greti Development Company Limited, Owner



Schedule "A" to By-law No.



LEGEND



Lands on Part of Sheet No. W-37A of the Zoning District Maps to be regulated by By-law No.

Bill No. 7

This is Schedule "A" to By-law No. 78-6 passed the 10th day of January, 1978

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

01/10/78

18

AA

D/S-
110

E-2/S-110

E/S-110



SCALE 1" = 100'

710' ± TO THE WESTERN LIMITS OF RICE AVE.

LEGEND

Lands on Part of Sheet No. W-37 of the Zoning District Maps to be regulated
by By-Law No.



Bill No. 7

This is Schedule "A1" to By-law No. 78-6, passed the 10th day of January, 1978.

E.A. Harrison
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. MacIsaac
Mayor

Bill No. 8

The Corporation of the City of Hamilton

BY-LAW NO. 78- 7

To Designate:

Municipal No. 95 Arkledun Avenue
Rock Castle

as Property of

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The City of Hamilton did give notice of its intention to designate No. 95 Arkledun Avenue in accordance with subsection 3 of section 29 of The Ontario Heritage Act, 1974, S.O. 1974, Chapter 122;

AND WHEREAS no notice of objection was served on the Clerk of the City of Hamilton;

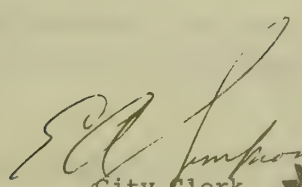
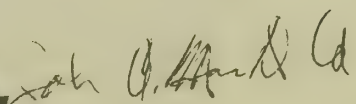
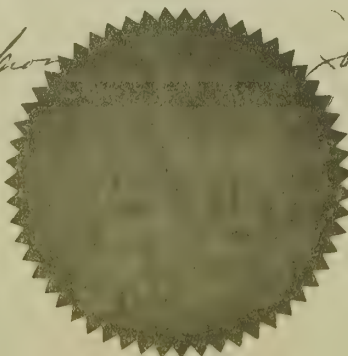
AND WHEREAS it is desired to designate No. 95 Arkledun Avenue in accordance with clause (a) of subsection 6 of section 29 of The Ontario Heritage Act, 1974.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property known as No. 95 Arkledun Avenue and more particularly described in Schedule "A" hereto annexed is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law, together with reasons for the designation to be served on the owners and The Ontario Heritage Foundation;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton.

PASSED this 10th day of January

A.D. 1978.


City Clerk
Mayor

SCHEDULE "A"

TO

BY-LAW NO. 78-7

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 16 and 17, part of Family Burial Grounds and part of the un-numbered parcel between Lot 17 and Family Burial Grounds, east of John Street between St. Joseph's Drive and Arkledun Avenue, according to R. J. Hamilton Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1431 and which said parcel may be more particularly described as follows:-

Premising that the southern limits of Lots 16 and 17 afore-said have an astronomic bearing of North $74^{\circ} 10'$ West, and relating all bearings herein thereto.

Commencing at a point in the southern limit of Lot 16 afore-said, said limit being also the northern limit of Arkledun Avenue, distant therein South $74^{\circ} 10'$ East, Seventy-eight point six five (78.65') feet from the intersection of the western limit of Lot 16 with the said northern limit of Arkledun Avenue.

Thence continuing South $74^{\circ} 10'$ East, along the said northern limit of Arkledun Avenue, One hundred and twenty-four point five seven (124.57') feet.

Thence North $16^{\circ} 06'$ East, Ninety-two point five three (92.53') feet.

Thence North $19^{\circ} 53' 30''$ East, Twenty-one point two five (21.25') feet more or less to the southern limit of St. Joseph's Drive.

Thence North $57^{\circ} 31' 30''$ West along the said southern limit of St. Joseph's Drive, One hundred and twenty-five point two two (125.22') feet.

Thence South $18^{\circ} 20'$ West, One hundred and forty-nine point seven two (149.72') feet more or less to the point of commencement.

SCHEDULE "B"

TO

BY-LAW NO. 78- 7

The exterior of this property is recommended for conservation as property having historic and architectural value or interest by the Local Architectural Conservation Advisory Committee of the City of Hamilton, in the "Architectural Review and Evaluation Report" prepared by Professor Anthony Adamson, and in "Victorian Architecture in Hamilton", published by the Architectural conservancy of Ontario and written by Professor A. G. McKay.

The building is of considerable architectural significance. Built in 1848, it was fashioned in the Picturesque style, incorporating Gothic Revival elements such as elaborately carved bargeboards, eave brackets, clustered chimneys and trefoil windows. The stonework is also notable as in the beautifully carved label molds over the windows. Rock Castle is irregular in its number of levels (3 storeys on the Bay side and 2 on the Mountain), and is set at a right angle to the street. A unique feature of the building is its free-standing two-storey privy, once connected to the house at the second storey level by an open bridge.

Rock Castle is of historical significance, having been owned originally by Alexander Carpenter of the foundry company, Gurney and Carpenter. The home was owned at various times by John Brown, the Honourable Donald McInnes, Frank Merrick and H. G. Paterson. When Thomas Robertson, M.P. (later Judge), owned the property, he changed the name to Rannoch Lodge in honour of his Scottish ancestry.

The Corporation of the City of Hamilton

BY-LAW NO. 77 - 8

To Authorize:

THE EXECUTION OF AN AGREEMENT WITH THE MINISTER OF HOUSING
CONCERNING THE COMMUNITY-SPONSORED HOUSING PROGRAMME

WHEREAS, pursuant to The Housing Development Act, R.S.O. 1970, Chapter 213, as amended, a municipality, with the approval of the Minister of Housing, may enter into an agreement with any person or governmental authority for sharing or contributing to the capital cost or the maintenance cost of a housing project;

AND WHEREAS, the Minister has instituted a Community-Sponsored Housing Programme designed to assist individuals and families of low or moderate income to obtain private non-profit rental or co-operative housing accommodation within the Municipality at rents or charges which are scaled to their incomes, and under which the Minister will pay to a non-profit housing corporation furnishing such accommodation the difference between the usual full recovery rents or charges for the accommodation and the rents or charges scaled to income;

AND WHEREAS, in consideration of the assistance given to such persons, The Corporation of the City of Hamilton deems it desirable to enter into an Agreement dated December 19, 1977 with the Minister, pursuant to which the Minister will pay the operating expenses for certain accommodation owned by "People's Place Co-operative Incorporated" and the City will reimburse the Minister to the extent of seven and one-half (7½) percent of the operating expenses.

NOW THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

That the Mayor and the City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, the Agreement with the Minister of Housing, mentioned above.

PASSED this 10th day of January, 1978,

E.A. Simpson
City Clerk

John A. MacDonald
Mayor



Bill No. 10

The Corporation of the City of Hamilton

BY-LAW NO. 78- 9

To Designate:

Central Public School
Municipal No. 75 Hunter Street West

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The City of Hamilton did give notice of its intention to designate No. 75 Hunter Street West, in accordance with subsection 3 of section 29 of The Ontario Heritage Act, 1974, S.O. 1974, Chapter 122;

AND WHEREAS no notice of objection was served on the Clerk of the City of Hamilton;

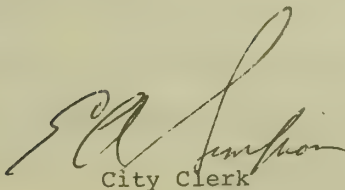
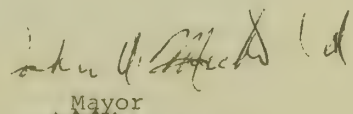
AND WHEREAS it is desired to designate No. 75 Hunter Street West in accordance with clause (a) of subsection 6 of section 29 of The Ontario Heritage Act, 1974.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

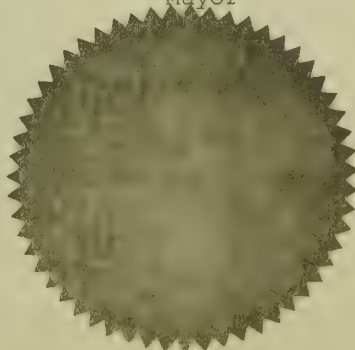
1. The property known as No. 75 Hunter Street West and more particularly described in schedule "A" hereto annexed is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in schedule "B" to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law, together with reasons for the designation to be served on the owners and The Ontario Heritage Foundation;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton.

PASSED this 10th day of January

A.D. 1978.


City Clerk
Mayor

(1977) 35 R.B.C. 19, July 26



SCHEDULE "A"

TO

BY-LAW NO. 78- 9

All and Singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Lots 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148 and 149 in the Block bounded by Hunter, Park (formerly Bond), Bold and Bay (formerly Bowery) Streets, according to P. H. Hamilton Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1270.

Bill No.

SCHEDULE "B"

TO

BY-LAW NO. 78- 9

The exterior of this property is recommended for conservation as property having historic and architectural value or interest by the Local Architectural Conservation Advisory Committee of the City of Hamilton, in the "Architectural Review and Evaluation Report" prepared by Professor Anthony Adamson, and in "Victorian Architecture in Hamilton" published by the Architectural Conservancy of Ontario and written by Professor A. G. McKay.

The building is of considerable architectural significance. The finely proportioned original dressed stone structure, designed in 1851 by the firm of Cumberland and Ridout, incorporated both classical and Egyptian-inspired elements. It was altered to conform to more Victorian tastes in 1890, by J. Balfour, the noted Hamilton architect, through the creation of a more "romantic" roof profile, the provision of a clock tower, and in the introduction of Romanesque windows.

Central Public School is of historic significance as it was the first building owned by the Hamilton Board of Education and the first large graded school in British North America, following the educational ideology of Egerton Ryerson. It was opened in May, 1853 with John Herbert Sangster as Principal. It shortly had expanded the educational system in Hamilton sufficiently that local feeder schools were sending their upper grade pupils to Central.

BY-LAW NO. 78 - 10

TO WIDEN MELVIN AVENUE,
SOUTH SIDE, WEST OF POTTRUFF ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to **widen** a portion of the highway known as **Melvin Avenue** by incorporating within its limits the lands described in Schedule "A" hereto.

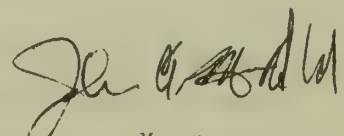
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

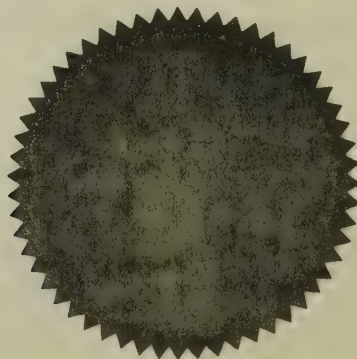
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of **Melvin Avenue**.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 10th day of January A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 29, Concession 2, Township of Saltfleet and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth as Plan 62R-3906.

BY-LAW NO. 78 - 11

TO WIDEN POTTRUFF ROAD,
WEST SIDE, SOUTH OF MELVIN AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Pottruff Road by incorporating within its limits the lands described in Schedule "A" hereto.

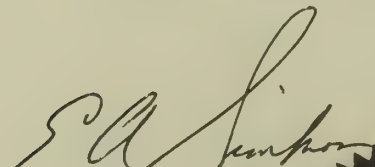
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

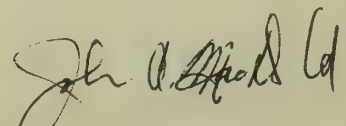
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

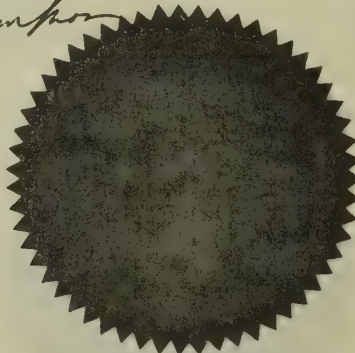
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Pottruff Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 10th day of January

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 29, Concession 2, Township of Saltfleet and which said parcel may be more particularly described as all of Parts 2 and 3 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth as Plan 62R-3906.

BY-LAW NO. 78 - 12

TO WIDEN MAGNOLIA DRIVE,
BY INCORPORATING PART BLOCK "C",
PLAN M-84

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to **widen** a portion of the highway known as **Magnolia Drive** by incorporating within its limits the lands described in Schedule "A" hereto.

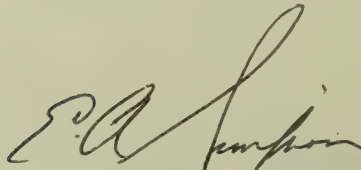
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

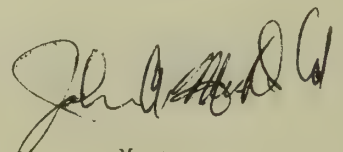
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

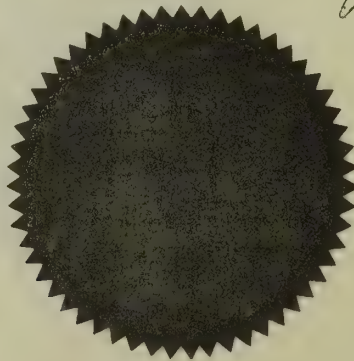
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of **Magnolia Drive**.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 10th day of January

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

Description for By-law to widen Magnolia Drive
by incorporating part Block "C" Plan M-84

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Block "C" according to Mountview Heights filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-84, and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are referred to the western limit of the said Block "C" Plan M-84 on a course of North $12^{\circ}29'$ West.

Commencing at the south west angle of Block "C" aforesaid.

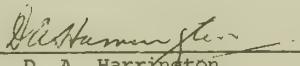
Thence North $12^{\circ}29'$ West along the western limit of Block "C", Five hundred and twenty-three point two two feet (523.22').

Thence North $77^{\circ}31'$ East One point zero feet (1.0') more or less to the eastern limit of Block "C".

Thence South $12^{\circ}29'$ East along the said eastern limit of Block "C", being also the western limit of Block "A" according to Winston Court filed in the said Land Titles Division of the Land Registry Office as Plan M-71, Five hundred and twenty-three point two eight feet (523.28') more or less to the south east angle of Block "C".

Thence South $80^{\circ}57'30''$ West along the southern limit of Block "C", One point zero feet (1.0') more or less to the point of commencement.

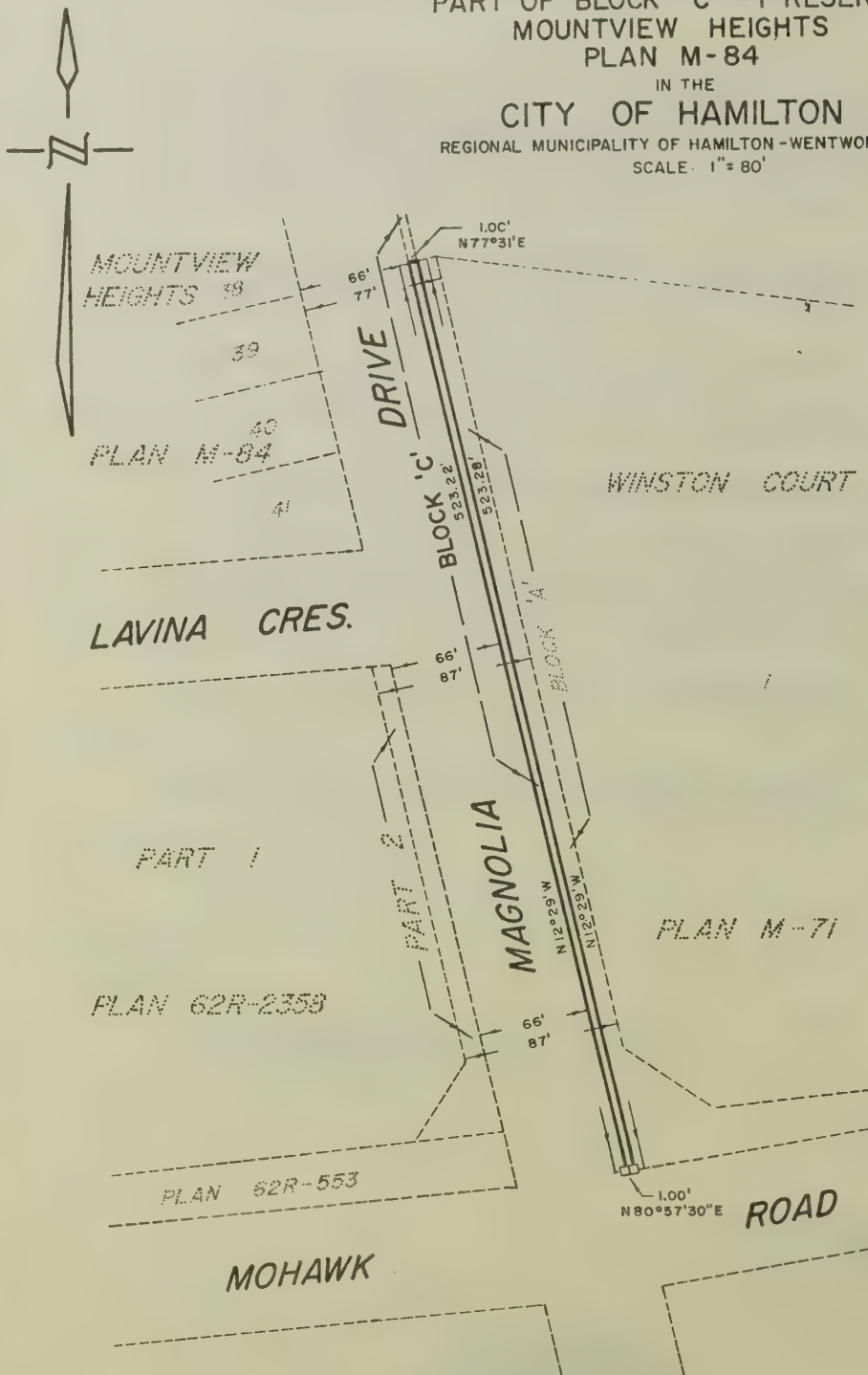
The above described parcel shown in heavy outline on Plan N.S. 2295 Surveys hereto attached.


D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
3 January 1978
DAH:js

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
 PART OF BLOCK 'C' - 'I' RESERVE
 MOUNTVIEW HEIGHTS
 PLAN M-84
 IN THE
 CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCALE: 1" = 80'

**NOTE**

BEARINGS HEREON ARE ASTRONOMIC REFERRED TO
 PLAN M-84.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

MAGNOLIA DRIVE - INCORPORATING PART OF BLOCK 'C' - 'I' RESERVE INTO THE STREET.

SURVEY BY COMP.
 DRAWN BY RICK

FIELD BOOK COMP.

REF. DWG'S M-404 P-687

FILE No. 839-0001

DATE AUGUST 1977.

CHECKED BY H.S.

APPROVED

CITY ENGINEER & MGR. OF WATER WORKS

CITY SURVEYOR

DeHammington O.I.S.

PLAN No. NS-2295 SURVEYS

The Corporation of the City of Hamilton

BY-LAW NO. 78- - 13

To Repeal:

Zoning By-law No. 76-66

Respecting:

LAND LOCATED AT MUNICIPAL NO. 172 SANATORIUM ROAD

WHEREAS the land located at Municipal No. 172 Sanatorium Road is zoned "C" (Urban Protected Residential) district;

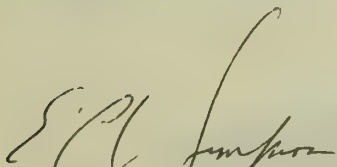
AND WHEREAS By-law No. 76-66, passed on the 9th day of March, 1976, proposed to vary the "C" district provisions of General Zoning By-law No. 6593, so as to permit a retail variety store in the existing building at Municipal No. 172 Sanatorium Road;

AND WHEREAS Ontario Municipal Board Order dated the 8th day of December, 1976, did not approve By-law No. 76-66.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

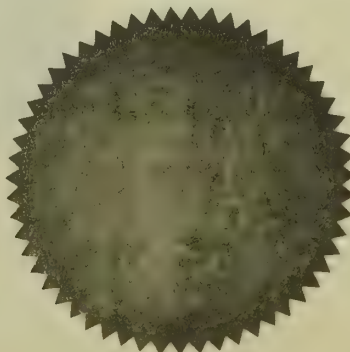
1. By-law No. 76-66 passed on the 9th day of March, 1976, is repealed.

Passed this 10th day of January, 1978.


City Clerk


Mayor

(1977) 34 R.P.D.C. 4, December 13



BY-LAW NO. 78-14

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10th DAY OF JANUARY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

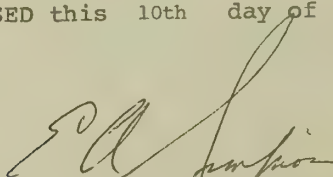
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

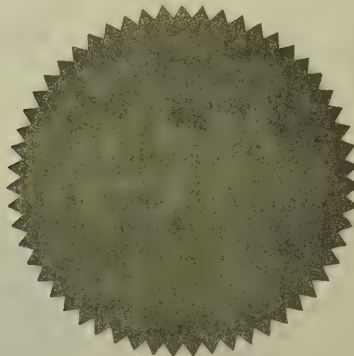
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of January A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78- 15

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31st DAY OF JANUARY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

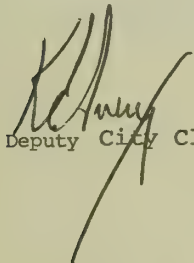
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

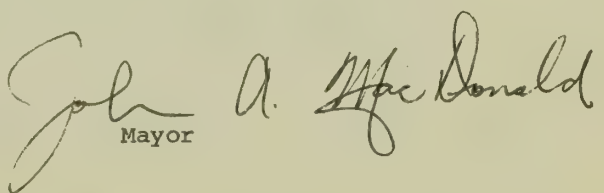
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

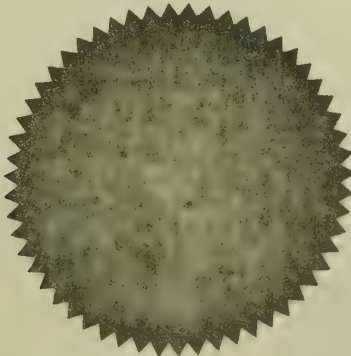
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of January A. D., 1978.


Deputy City Clerk


Mayor



Bill No. 15

The Corporation of the City of Hamilton

BY-LAW NO. 78-16

To Authorize:

An Additional Expenditure of \$676,000.00

Respecting:

THE MAIN PUBLIC LIBRARY

WHEREAS The Ontario Municipal Board by Order dated the 4th day of April, 1977 (File No. E 762270) approved,

- (a) the construction of the Main Hamilton Public Library Building on the south side of Merrick Street in the Lloyd D. Jackson Square at an estimated cost of \$8,259,000.00 and the borrowing of money therefor, and
- (b) the issuance of debentures in the sum of \$8,259,000.00 by The Regional Municipality of Hamilton-Wentworth for a term of twenty years, chargeable to the applicant corporation

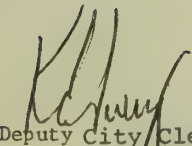
and declared and directed that the assent of the electors of the applicant corporation shall not be required;

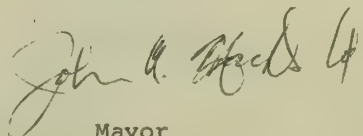
AND WHEREAS The Ontario Municipal Board by Order dated the 29th day of December, 1977 (File No. E 762270) approved an additional expenditure of \$676,000.00.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

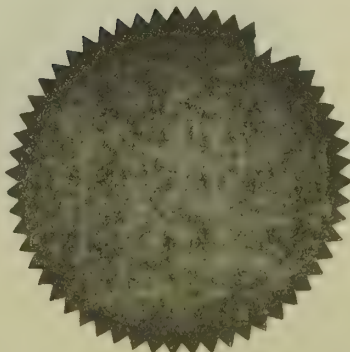
1. Section 1 of By-law No. 77-155, passed on the 1st day of June, 1977 is amended by striking out the figures "\$8,259,000.00" in the third line and substituting in lieu thereof "\$8,935,000.00".

PASSED this 31st day of January A.D. 1978.


Deputy City Clerk


Mayor

(1977) 55 R.B.C. 6, December 13



The Corporation of the City of Hamilton

BY-LAW NO. 78- 17

To Authorize:

An Additional Expenditure of \$55,000.00

Respecting:

THE FARMERS' MARKET

WHEREAS The Ontario Municipal Board by Order dated the 4th day of April, 1977 (File No. E 762269) approved,

- (a) the construction of the Farmers' Market on the south side of Merrick Street in the Lloyd D. Jackson Square at an estimated cost of \$1,500,000.00 and the borrowing of money therefor, and
- (b) the issuance of debentures in the sum of \$1,500,000.00 by The Regional Municipality of Hamilton-Wentworth, for a term of twenty years, chargeable to the applicant corporation

and declared and directed that the assent of the electors of the applicant corporation shall not be required;

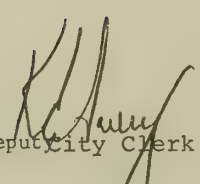
AND WHEREAS The Ontario Municipal Board by Order dated the 29th day of December, 1977 approved an additional expenditure of \$55,000.00.

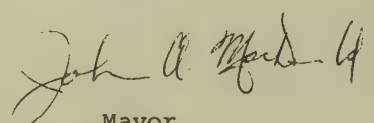
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 77-156, passed on the 1st day of June, 1977 is amended by striking out the figures "\$1,500,000.00" in the third line and inserting in lieu thereof "\$1,555,000.00".

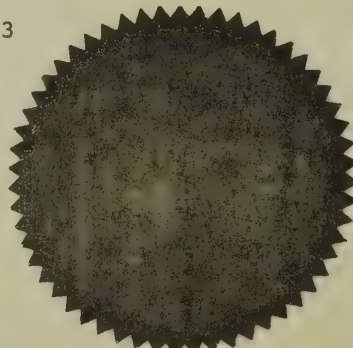
PASSED this 31st day of January

A.D. 1978.


Deputy City Clerk


Mayor

(1977) 55 R.B.C. 6, December 13



The Corporation of the City of Hamilton

BY-LAW NO. 78- 18

To Amend:

By-law No. 76-12

Respecting:

APPOINTMENT OF INSPECTORS
UNDER THE BUILDING CODE ACT, 1974

WHEREAS By-law No. 76-12, passed on the 13th day of January, 1976 as amended by By-law No. 76-168, passed on the 25th day of May, 1976 and By-law No. 77-175, passed on the 28th day of June, 1977, in accordance with subsection 2 of section 3 of The Building Code Act, 1974 provided for the appointment of inspectors as are necessary for the purpose of the enforcement of The Building Code;

AND WHEREAS it is proposed to make changes to provide for replacement and additional inspectors.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 2 of clause (a) of section 8 of By-law No. 76-12, passed on the 13th day of January, 1976 is repealed and the following substituted therefore:

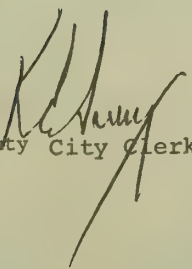
2. Peter Lampman.

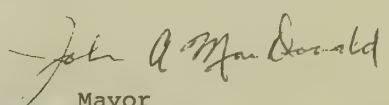
2. Section 9 of By-law No. 76-12 as amended by By-law No. 76-168 and By-law No. 77-175 is amended by adding thereto the following paragraphs:

20. John Spolnik.

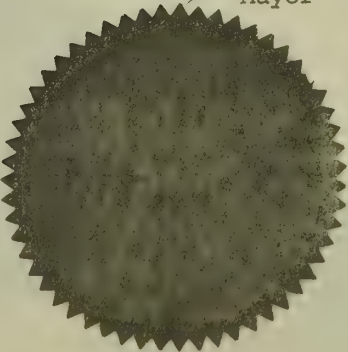
21. Russell Dorr.

PASSED this 31st day of January A.D. 1978.


Deputy City Clerk


Mayor

(1977) 49 R.B.C. 1, November 8



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 19

To Amend:

Traffic By-law No. 66-100

Respecting:

PARKING OF HEAVY VEHICLES

WHEREAS paragraph 107 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284, provides that by-laws may be passed for regulating traffic on highways;

AND WHEREAS it is desirable to prohibit parking of heavy vehicles on streets other than highways designated for use by Heavy Traffic.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 66-100, passed on the 26th day of March, 1966, is amended by adding thereto the following section:

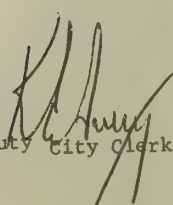
35a. (1) For the purpose of this section, "heavy vehicle" includes any vehicle or trailer,

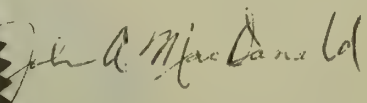
- (a) for which the permit fee under The Highway Traffic Act is based on the weight of the vehicle and load, in excess of 4 tons; or
- (b) which exceeds twenty-one feet in length; or
- (c) which is equipped with dual rear wheels or tandem rear axles; or
- (d) which is a tow truck; or
- (e) which is a bus, or a bus converted into a mobile home or used for commercial purposes.

(2) No heavy vehicle shall park on any highway which is not listed in schedule "4".

PASSED this 31st day of January

A.D. 1978.


Deputy City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-20

To Amend:

Zoning By-law No. 6593

As Amended by By-law No. 77-110
and By-law No. 77-252

Respecting:

LAND LOCATED AT MUNICIPAL NO. 70 SANFORD AVENUE NORTH

WHEREAS By-law No. 77-110, passed on the 26th day of April, 1977 provided for the prohibition of certain industrial uses otherwise allowed by the "J" (Light and Limited Heavy Industry, etc.) district on the land shown on schedule "A" to By-law No. 77-110 and permitted the industrial uses existing on the land as at April 26, 1977;

AND WHEREAS it is desirable to further amend By-law No. 77-252.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of section 1 of By-law No. 77-110, passed on the 26th day of April, 1977 as re-enacted by section 1 of By-law No. 77-252, passed on the 11th day of October, 1977 is amended by striking out "(xviii)" in the third line and inserting in lieu thereof "(xvii)", so that the paragraph shall read as follows:

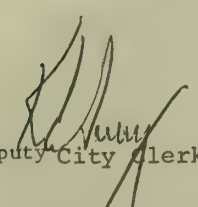
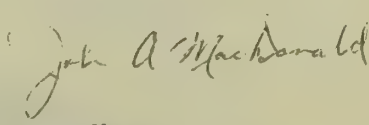
1. Except as provided in paragraph 2, no industrial uses in clauses (x), (xa), (xii), (xiii), (xvii) and (xx) of subsection 1 of section 16 of By-law No. 6593 shall be permitted.

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

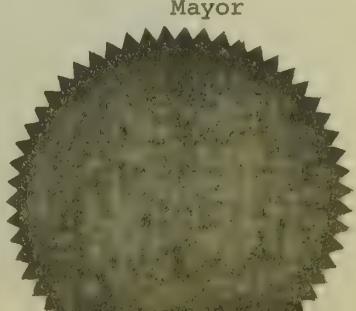
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 31st day of January

A.D. 1978.


Deputy City Clerk
Mayor

(1977) 7 R.P.D.C. 3, March 8
(1977) 21 R.P.D.C. 11, July 26
(1977) 23 R.P.D.C. 4, September 13
(1977) 34 R.P.D.C. 5, December 13



The Corporation of the City of Hamilton

BY-LAW NO. 78- 21

To Amend:

Zoning By-law No. 6593

Respecting:

Parking Requirements for Commercial Uses

WHEREAS it is intended to delete certain parking requirements for commercial uses;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

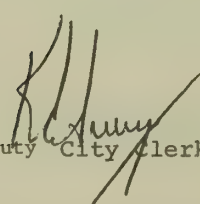
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

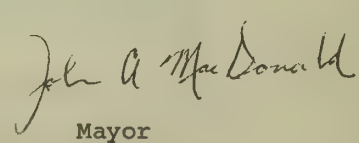
1. Section 18(3)(iv)(d) of By-law No. 6593 is amended by striking out "or within 600 feet thereof" in the third and fourth lines.

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

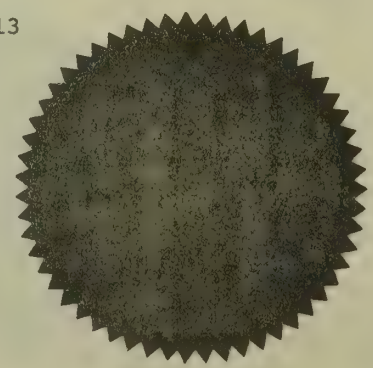
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 31st day of January A.D. 1978.


Deputy City Clerk


Mayor

(1977)34 R.P.D.C. 7, December 13
City Initiative 77-CC



The Corporation of the City of Hamilton

BY-LAW NO. 78 -22

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED EAST OF UPPER SHERMAN AVENUE
AND SOUTH OF LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38B of the District Maps appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "A" (Conservation, Open Space, Park and Recreation) district the land comprised in Block 1, and
- (b) by changing from "AA" (Agricultural) district and "B-2" (Suburban Residential) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

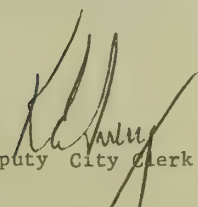
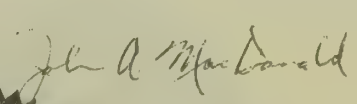
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 31st day of

January

A.D. 1978.


Deputy City Clerk
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 23

To Repeal:

Zoning By-law No. 77-205

Respecting:

LAND LOCATED ON THE NORTH-WEST CORNER
OF STONE CHURCH ROAD EAST AND ARBOUR ROAD

WHEREAS By-law No. 77-205 changed the zoning on the land located on the north-west corner of Stone Church Road East and Arbour Road from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district;

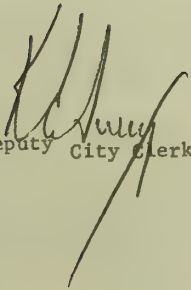
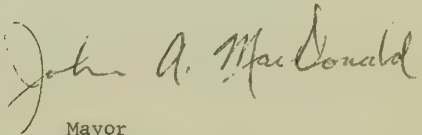
AND WHEREAS it is intended to repeal the By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 77-205, passed on the 26th day of July, 1977, is repealed.

PASSED this 31st day of January

A.D. 1978.


Deputy City Clerk
Mayor

(1977) 33 R.P.D.C. 11, December 13
City Initiative
(Z.A. 76-06)



The Corporation of the City of Hamilton

BY-LAW NO. 78 -24

To Amend:

Zoning By-law No. 6593

Respecting:

PARKING REQUIREMENTS IN THE "HH" DISTRICT

WHEREAS it is intended to establish revised parking requirements in the "HH" Zoning Districts;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 14A of By-law No. 6593, passed on the 25th day of July, 1950, is repealed and the following substituted therefor:

(5) Notwithstanding any other provision of this section,

(a) clauses (iv)(ad), (iv)(b), (iv)(b)(1) and (iv)(d) of subsection 3 of section 18 shall not apply, and except as provided in clause (b), parking space shall be provided and maintained,

(i) on the same lot, and

(ii) within an area including access driveways,

A. where there is one building, of at least twice the area of the entire first storey of the building; or

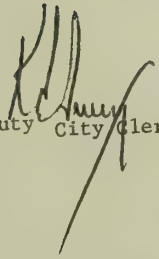
B. where there is more than one building of at least twice the area of the entire first storeys of all the buildings;

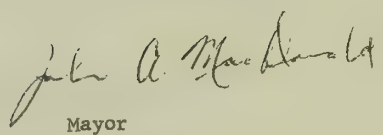
(b) where the area of the first storey of the building or buildings on the lot is two thousand square feet or less, parking space shall be provided and maintained on the same lot within an area including access driveways and manoeuvring space of at least the area of the required front yard.

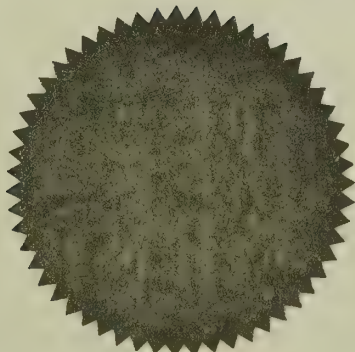
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 31st day of January A.D. 1978.


Deputy City Clerk


Mayor



(1977) 9 R.P.D.C. 3, March 29
City Initiative 77-D

The Corporation of the City of Hamilton

BY-LAW NO. 78- 25

To Repeal:

By-law No. 77-147

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1563 MAIN STREET WEST

WHEREAS Zoning By-law No. 77-147 deletes the site plan attached to Zoning By-law No. 69-231, passed on the 14th day of October, 1969 and approved by the Ontario Municipal Board on the 17th day of December, 1969 (File No. R. 1210-69) and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS it is intended to repeal By-law No. 77-147;

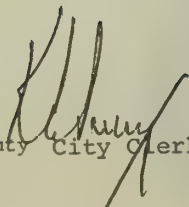
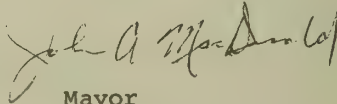
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 77-147, passed on the 1st day of June, 1977 is repealed.

PASSED this 31st day of January

A.D. 1978.


Deputy City Clerk
Mayor

(1977) 33 R.P.D.C. 9, December 13
City Initiative
(Z.A. 77-20)



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 26

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED EAST OF UPPER SHERMAN AVENUE
AND SOUTH OF LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "A" (Conservation, Open Space, Park and Recreation) district, the land comprised in Block 1, and
- (b) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 2, and
- (c) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in clause (c) of section 1 are amended to the extent only of the following variance as a special requirement:

- 1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall the land comprised in Block 3 be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-560".

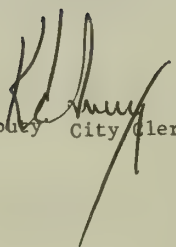
5. Sheet No. E-38B of the District Maps is amended by marking the lands referred to in clause (c) of section 1, "S-560".

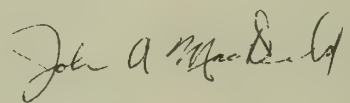
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 31st day of January

A.D.1978.


Deputy City Clerk


Mayor

(1977) 33 R.P.D.C. 4, December 13
Symroy Corporation Limited, Owner
Z.A. 77-48



MERRIDGE ROAD EAST

SCHEDULE "A" TO BY-LAW N° 78-26

74° 50' N 72° 26' 45" W

NORTH-EAST CORNER OF
LOT 8, CONCESSION 7

PLAN

SHOWING

PART OF LOT 8 - CONCESSION 7

FORMERLY IN THE TOWNSHIP OF HARTON

NOW IN THE

CITY OF HAMILTON

REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH

SCALE: 1" = 100'

389.26' N 17° 50' 25" E

200.02' N 71° 24' 45" W

BLOCK 1

CHANGE FROM
"AA" TO "A"

200.02' N 71° 24' 45" W

111.02'

89.00'

731.05' N 17° 50' 25" E

597.97'

BLOCK 3

CHANGE FROM "AA" TO "B"

CHANGE FROM "AA" TO "C"

597.22' N 17° 50' 25" E

N 17° 50' 25" E

730.23'

REXFORD DRIVE

ROSEWELL STREET

RANDALL MEADOWS

PLAN M 187

ROBSON CRESCENT

LOT 8 CONCESSION 7

111.02'

136.58' N 71° 48' W

25.56'

63.42' N 71° 19' 05" W

A.J. CLARKE & ASSOCIATES
ENGINEERS AND SURVEYORS
HAMILTON - ONTARIO

Bill No. 04

This is Schedule "A" to By-law No. 78-26 passed the 31st day of January, 1978

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 -27

To Repeal:

Zoning By-law No. 74-96

Respecting:

LAND LOCATED ON THE SOUTH SIDE OF CUMBERLAND AVENUE

WHEREAS By-law No. 73-19, passed on the 16th day of January, 1973, rezoned the land located on the south side of Cumberland Avenue from "J" (Light and Limited Heavy Industry, etc.) district to "E" (Multiple Dwellings, Lodges, Clubs, etc.) district, and was approved by the Ontario Municipal Board on the 30th day of January, 1975;

AND WHEREAS Zoning Site Plan Control was replaced by Development Agreement Site Plan Control with the approval by the Ontario Municipal Board of By-law No. 74-39 and repeal of by-laws requiring Zoning Site Plan Control;

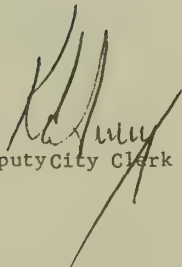
AND WHEREAS By-law No. 74-96, as it relates to the exemption of the aforesaid land from Zoning Site Plan Control, is no longer applicable;

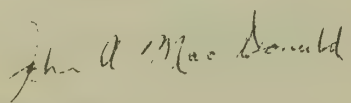
AND WHEREAS it is desirable to repeal By-law No. 74-96 as having no force and effect.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

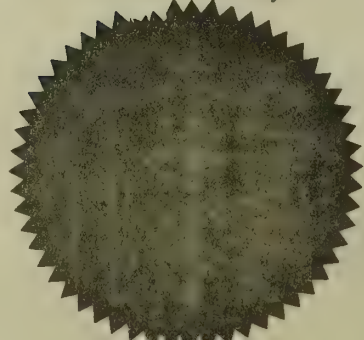
1. By-law No. 74-96, passed on the 14th day of May, 1974, is repealed.

PASSED this 31st day of January A.D. 1978.


Deputy City Clerk


Mayor

(1977) 28 R.P.D.C. 11, November 8
City Initiative
(ZA 72-30)



The Corporation of the City of Hamilton

BY-LAW NO. 78 -23

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 60 INCHBURY STREET

WHEREAS it is intended to change the zoning of the lands herein-after referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-11 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, to "H" (Community Shopping and Commercial, etc.) district, the land

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following restrictions as special requirements:

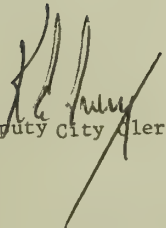
1. The land shall be subject to section 19C of By-law No. 6593.
2. No side yards shall be required except as provided in this section.
3. Except as provided in paragraph 4, there shall be provided and maintained a yard adjacent to York Street unobstructed for a height of not less than ten feet above grade level of not less than ten feet in depth for all portions of buildings and structures that are at grade level as prescribed and illustrated in schedule "B" as Feature 1.
4. There may be provided within the yard referred to in paragraph 2, structures for support of a canopy, free standing signs, art work and displays.
5. There shall be provided and maintained for the length of the property adjacent to York Street a protective structure in the form of a canopy or building overhang extending to within three inches of the property line of a minimum width of ten feet at a height of not less than ten feet above grade and not more than thirty feet above grade as prescribed and illustrated in schedule "B" as Feature 2.
6. No building or structure situated within twenty feet of the property line adjacent to York Street shall be greater in height than the level described by the oblique line beginning at a point thirty feet above the property line adjacent to York Street and extending upwards at an angle of 45° as prescribed and illustrated in schedule "B" as Feature 3.

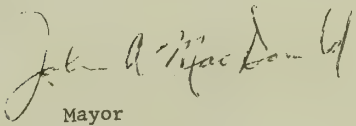
7. Except as provided in paragraph 8, there shall be provided and maintained a yard adjacent to York Street of not less than nineteen feet and not more than twenty-one feet in depth adjacent to York Street for all portions of buildings and structures that are greater than fifty feet in height as prescribed and illustrated in schedule "B" as Feature 4.
 8. There may be provided and maintained in the required yard adjacent to York Street, encroachments of the facade of a building or structure in accordance with section 18(3)(vi) of By-law No. 6593.
 9. No building or structure shall exceed eight stories or eighty-five feet in height as prescribed and illustrated in schedule "B" as Feature 5.
 10. No building or structure situated more than one hundred feet from the property line adjacent to York Street shall be greater in height than the level described by the oblique line beginning at a point eighty-five feet in height and one hundred feet from York Street and extending downwards at an angle of 45° to a point one hundred and seventy feet from York Street as prescribed and illustrated in schedule "B" as Feature 6.
 11. No building or structure more than one hundred and seventy feet from the property line adjacent to York Street shall be greater than fifteen feet in height as prescribed and illustrated in schedule "B" as Feature 7.
 12. The gross floor area of a building or structure shall not exceed two times the area of the lot on which it is situated.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,
- (a) the "H" District provisions,
- subject to the special requirements referred to in section 2.
4. (1) Schedule "B" is hereto annexed and forms part of this by-law.
- (2) For the purpose of this by-law, schedule "B" prescribes and illustrates as special requirements,
- (a) measurement in feet and inches from one point to another at each end of a line representing a Feature for which a corresponding measurement is applicable; and
 - (b) the slope in degrees from a horizontal line at grade level of a Feature either separately or in relation to one or more Features.
5. By-law No. 6593 is amended by adding this by-law to section 19B as "S-555".
6. Sheet No. W-11 of the District Maps is amended by marking the lands referred to in section 1, "S-555".

7. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

8. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

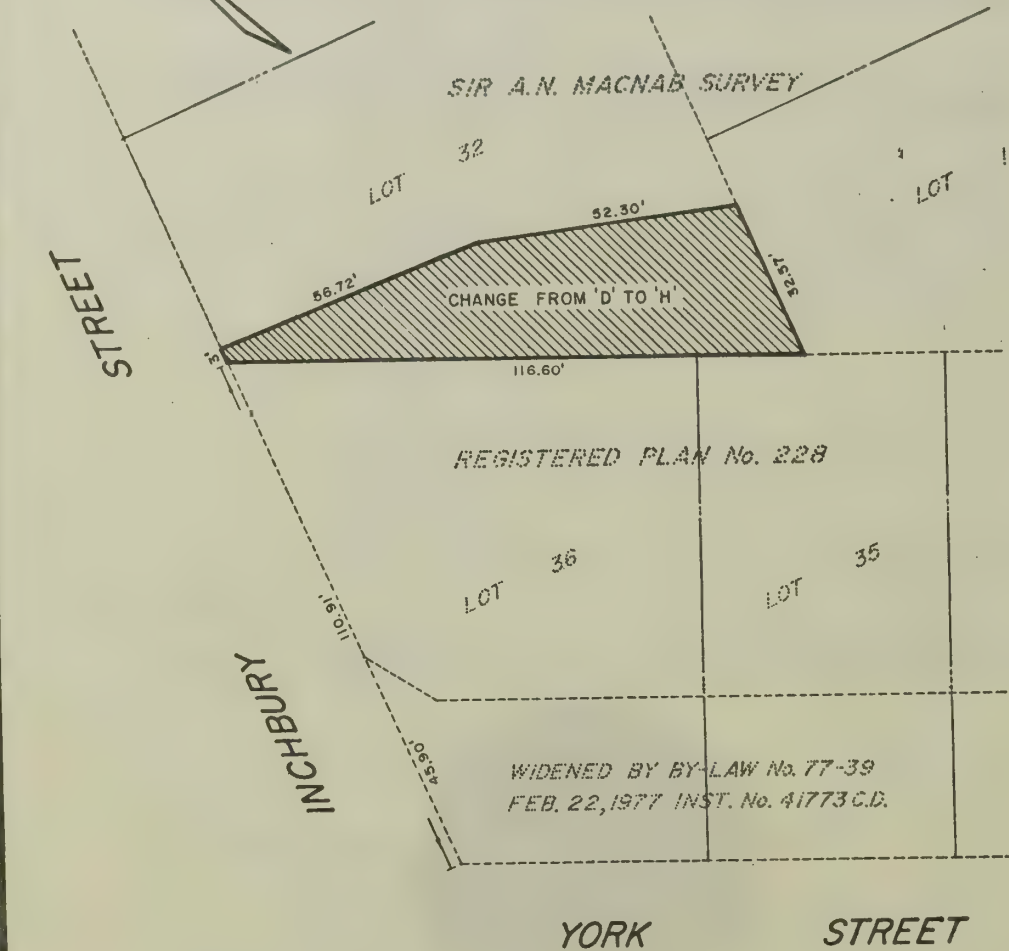
PASSED this 31st day of January A.D. 1978.


Deputy City Clerk


Mayor



PLAN SHOWING
 PART OF LOT 32 SIR A.N. MACNAB'S SURVEY
 REGISTERED PLAN No. 228
 IN THE
 CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCALE 1" = 30'



CITY OF HAMILTON
 DEPARTMENT OF ENGINEERING - LAND SURVEYS

INCHBURY STREET - SCHEDULE FOR ZONING BY-LAW

SURVEY BY	COMP.	FIELD BOOK	FILE No. 904-1907 Z	DATE NOV. 1977.
DRAWN BY	RICK	REF. DWG'S SS-1441 P-1210 P-1042		CHECKED BY H.S.

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.I.S.

PLAN No. NS-2301 SURVEYS

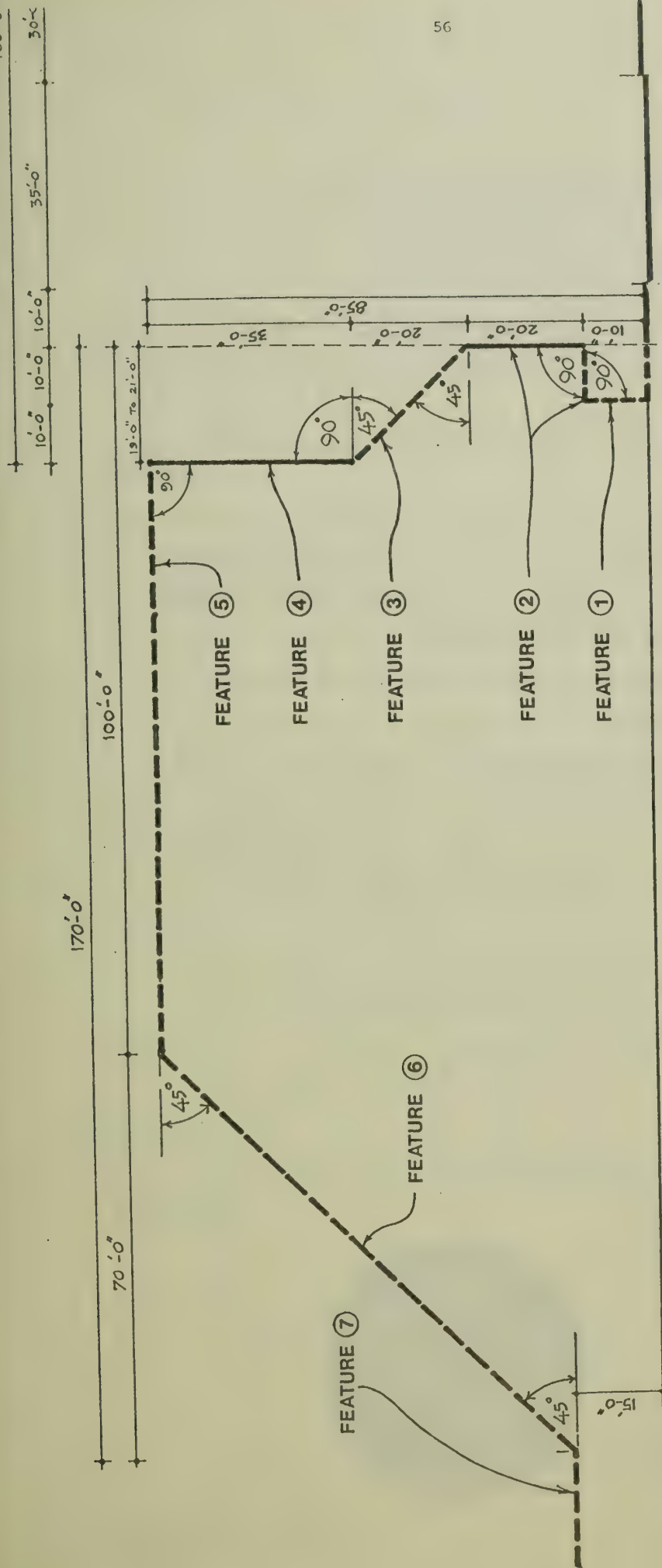
Bill No. 28

This is Schedule "A" to By-law No. 78-28 passed the 31st day of January, 1978

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor



LIMIT OF THE HIGHWAY
ALLOWANCE (YORK ST)

Bill No. 28

January, 1978.

This is Appendix "B" to By-law No. 78-28 passed the 31st day of

THE CORPORATION OF THE CITY OF HAMILTON

John A. Dike
Mayor

SCHEDULE "B"

John A. Dike
Deputy City Clerk

BY-LAW NO. 78 - 29

TO WIDEN CATHARINE STREET,
EAST SIDE KING WILLIAM STREET TO REBECCA STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Catharine Street by incorporating within its limits the lands described in Schedule "A" hereto.

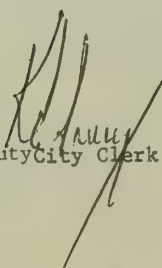
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

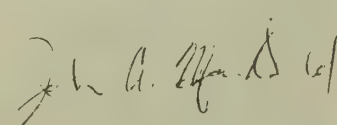
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Catharine Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 31st day of January

A.D. 1978.


Deputy City Clerk


Mayor



SCHEDULE "A"

Description for By-law to widen
Catharine Street - east side King William Street
to Rebecca Street

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 3, 6, 11 and 14 in the block bounded by Rebecca, Mary, King William and Catharine Streets according to N. Hughson Survey (unregistered) and which said parcels may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are referred to the eastern limit of Catharine Street on a bearing of North 18°00' East.

First:-

Commencing at the south west angle of the said Lot 3, being the intersection of the northern limit of King William Street with the eastern limit of Catharine Street.

Thence North 18°00' East along the said eastern limit of Catharine Street, one hundred and forty point zero eight feet (140.08').

Thence South 66°41' East, six point zero four feet (6.04').

Thence South 18°00' West, one hundred and thirty point zero nine feet (130.09').

Thence South 24°11'30" East, fourteen point seven six feet (14.76') more or less to a point in the said northern limit of King William Street distant therein South 66°35' East, sixteen point zero feet (16.0') from the point of commencement.

Thence North 66°35' West along the said northern limit of King William Street, sixteen point zero feet (16.0') to the point of commencement.

Secondly:-

Commencing at the north west angle of the said Lot 14, being the intersection of the southern limit of Rebecca Street with the eastern limit of Catharine Street.

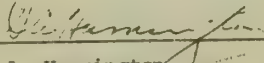
Thence South 18°00' West along the said eastern limit of Catharine Street, forty five point zero feet (45.0').

Thence North 26°46' East, thirty five point nine zero feet (35.90').

Thence North 71°20' East, thirteen point zero feet (13.0') more or less to a point in the said southern limit of Rebecca Street distant therein South 65°47'30" East, sixteen point zero feet (16.0') from the point of commencement.

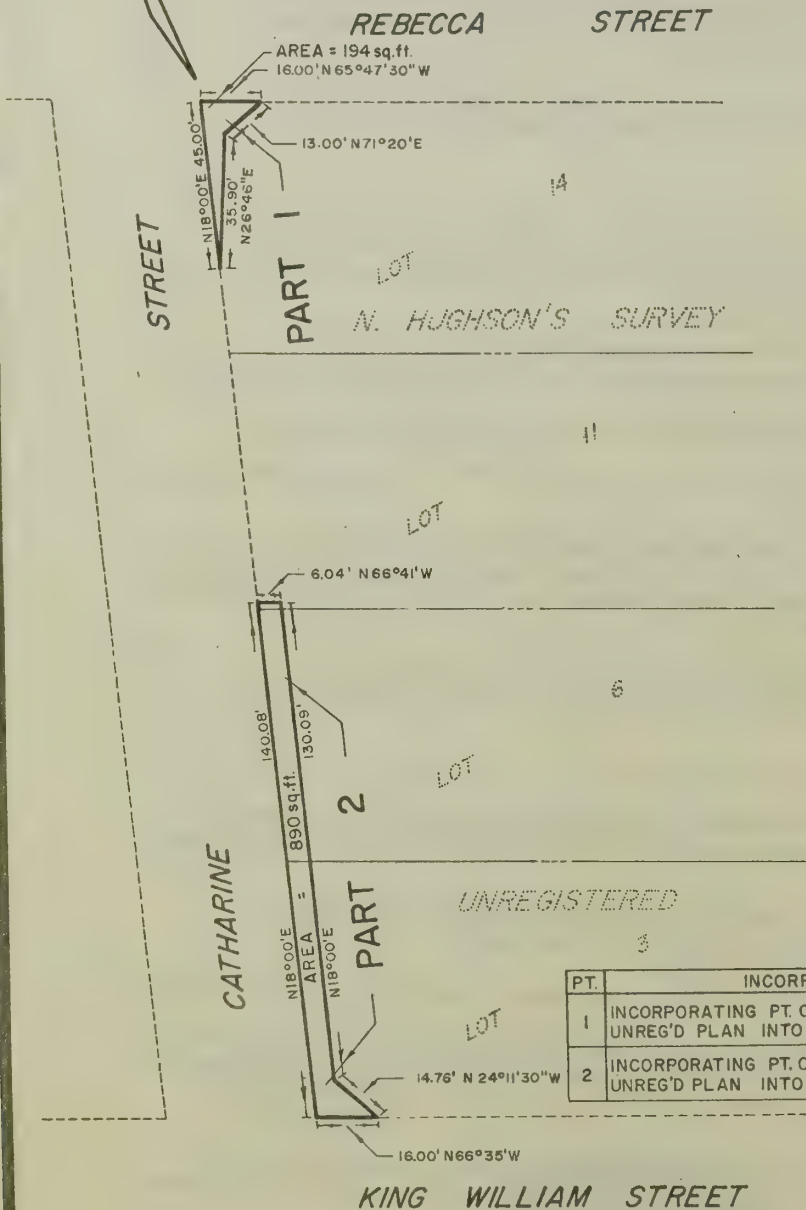
Thence North 65°47'30" West along the said southern limit of Rebecca Street, sixteen point zero feet (16.0') to the point of commencement.

The above described parcels shown as Parts 2 and 1 respectively on Plan N.S. 2276 Survey hereto attached.


D. A. Harrington,
Ontario Land Surveyor.

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
PART LOTS 3,6,11 & 14 N. HUGHSON SURVEY
 UNREGISTERED PLAN
 IN THE
BLOCK BOUNDED BY REBECCA ST., MARY ST.,
KING WILLIAM ST. AND CATHARINE ST.
 IN THE
CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH
 SCALE: 1" = 40'
 1977



PT.	INCORPORATION
1	INCORPORATING PT. OF LOT 14 N. HUGHSON'S SURVEY UNREG'D PLAN INTO CATHARINE STREET.
2	INCORPORATING PT. OF LOTS 3,6,11 N. HUGHSON'S SURVEY UNREG'D PLAN INTO CATHARINE STREET.

BEARINGS HEREON ARE ASTRONOMIC REFERRED TO THE EASTERN LIMIT
 OF CATHARINE STREET ON A COURSE OF N18°00'E.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

CATHARINE STREET - LANDS TO BE INCORPORATED INTO THE STREET.

SURVEY BY COMP.	FIELD BOOK BLK. 3 P-184	FILE No. 803-0019	DATE DECEMBER 1977.
DRAWN BY RICK	REF. DWG'S NS-1745 SS-800		CHECKED BY H.S.

J-25

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.I.S.

PLAN No. NS-2246 SURVEYS

Bill No. 30

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 78-30

To Borrow the Sum of \$10,000,000.00 to Finance Authorized Capital Projects Pending the Sale of Debentures for Projects Authorized as at December 31, 1977.

WHEREAS it is provided by Section 333 of The Municipal Act that the Council may borrow monies pending the issue and sale of debentures:

AND WHEREAS application has been made and approval given by the Ontario Municipal Board to the construction of the projects attached to this By-law and marked Schedule "A";

AND WHEREAS it may be necessary to borrow the sum of Ten Million Dollars (\$10,000,000.00) which is the amount the Council of The Corporation deems necessary to meet expenditures on the projects as set out in the attached Schedule "A" pending the issue and sale of the debentures to meet the cost of the projects concerned.

THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Mayor and Treasurer be and they are hereby authorized to borrow, as required, by way of promissory notes, sums not to exceed in the aggregate the sum of Ten Million Dollars (\$10,000,000.00) to meet expenditures for the projects as listed on the attached Schedule "A" pending the issue and sale of the debentures therefor.

2. The Mayor and Treasurer be and they are hereby authorized and directed to sign a promissory note or notes and to affix the seal of The Corporation to each promissory note for such sum or sums as are required and which shall not exceed in the aggregate the sum of Ten Million Dollars (\$10,000,000.00). Such notes to bear interest at such rate or rates as may be determined by the Mayor and Treasurer, provided that the rates of interest do not exceed the prime borrowing rate at the time the loan is made.

PASSED this 31st day of January A.D. 1978.

[Signature]
Deputy City Clerk.

[Signature]
Mayor.

SCHEDULE "A" TO BY-LAW NO. 78-

To Borrow the Sum of \$10,000,000.00 to finance authorized Capital Projects prior to sale of related Debentures as supported by the following authorized, undebentured projects as at December 31, 1977.

SUMMARY

Municipal General
Services

\$19,121,776
792,372
\$19,914,148

SCHEDULE "A"

<u>Construction By-law Number</u>	<u>Ontario Municipal Board Number</u>	<u>Project</u>	<u>Undebentured Remainder of Authorization</u>
<u>Municipal General</u>			
<u>General Government</u>			
77-24	E761587	Land acquisition - Mountain Freeway and north-south connection to the Q.E.W.	1,400,000
<u>Urban Renewal</u>			
9548/10155/69- 256/74-86/10900/ 67-309/68-148/ 68-392/69-212/ 70-145	H6214	North End - various projects	319,060
72-32/74-88	E7340/ E7367	Lloyd D. Jackson Square - various projects	2,500,103
67-299/67-347/ 67-348/69-237/ 0-280/70-286/ 70-345/72-38 72-43/72-44/ 72-170/74-87	E6213	York Street - various projects	377,613
<u>Recreation and Community Services</u>			
75-267	E75443	Trade and Convention Centre	4,766,000
<u>Hamilton Public Library Board</u>			
77-155	E762270	Main Hamilton Public Library - construction	8,259,000
<u>Farmer's Market</u>			
77-156	E762269	Farmer's Market - construction	1,500,000
			<u>19,121,776</u>

SCHEDULE "A"

Municipal ServicesLocal Improvements - Completed September 30, 1976

<u>Construc- tion By-law Number</u>	<u>Ontario Municipal Board Number</u>	<u>Sidewalks Curbs and Alleyways</u>	<u>Roadways</u>	<u>Amount Authorized Not Debentured</u>
73-61	E7377	17,293	26,982	44,275
74-152	E74774	8,340	40,198	48,538
76-294				
(74-154)	E74398	16,593	43,939	60,532
74-156	E74244	1,279		1,279
74-294	E741357	2,461		2,461
74-295	E741425	2,308		2,308
75-307	E751648	800		800
75-320	E752034	1,606		1,606
75-80	E741758		11,373	11,373
75-309	E751649		21,420	21,420
76-129	E752168		28,531	28,531
76-183	E752166		17,900	17,900
		<u>50,680</u>	<u>190,343</u>	<u>241,023</u>

Local Improvements - Completed September 30, 1977

76-269	E76275		14,625	14,625
76-325/77-152	E76555	803	26,172	26,975
76-326	E761146	675	9,840	10,515
76-327	E761337	9,603	31,633	41,236
76-297	E761607		26,956	26,956
76-151	E76286	661	5,757	6,418
76-150	E76285	615		615
76-129/77-57	E752168	4,832		4,832
76-328	E761336	2,376		2,376
76-107/76-302	E76276	6,944		6,944
		<u>26,509</u>	<u>114,983</u>	<u>141,492</u>

Local Improvements - Not Completed

77-162	E77439	7,756		7,756
76-129	E752168	10,476		10,476
76-326	E761146	8,715		8,715
77-78	E77131	3,500	7,820	11,320
77-218	E77826	6,635		6,635
77-43	E762136	12,572		12,572
77-219	E77809	8,058		8,058
77-289	E771503	3,481		3,481
76-208	E76812	10,373		10,373
77-255	E771184	4,368		4,368
77-273	E771422		67,347	67,347
76-236	E76887	825		825
77-150	E77267		9,070	9,070
77-149	E77184	9,722		9,722
77-42	E762137		22,800	22,800
77-220	E771007	8,244	38,680	46,924
77-79	E77132		14,022	14,022
77-294	E771650		14,335	14,335
76-149	E76493		13,010	13,010
77-79	E77133		4,168	4,168
76-23	E75772	33,220	83,050	116,270
75-199	E75192		7,610	7,610
		<u>127,945</u>	<u>281,912</u>	<u>409,857</u>

Total Municipal Services

792,372

BY-LAW NO. 78 - 31

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 25th day of March, 1966 is hereby further amended by deleting from Section 8 (Two Hour Limit) the following items, namely:-

"Berry	East	Queenston to Coulter
Bell	East	Queenston to Coulter."

2. Schedule 26 (No Parking Areas) is hereby amended; (a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Princess	South	Sherman to 240 ft. east
Grant	East	Main to 164 ft. northerly
Grant	East	Main to 50 ft. north
Munro	North	Wentworth to Niagara
Ray	East	Barton to 100 ft. south."

and by adding thereto the following items, namely:-

"Grant	East	Main to 52 ft. northerly
Munro	South	Wentworth to Hillyard
Macassa	North	From 111 ft. west of Upper
		Gage to 96 ft. west
Princess	North	Sherman to 410 ft. east
Rodgers	Both	King to Normandy
Tom	North	Dundurn to 35 ft. easterly
Ray	East	Barton to 140 ft. south
King William	North	Tisdale to Steven."

(b) by deleting from Section C (No Parking 7:00 A.M. - 6:00 P.M.) the following item, namely:-

"Munro	South	Wentworth to Niagara."
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and by adding thereto the following item, namely:-

"Munro	North	Wentworth to Niagara."
--------	-------	------------------------

3. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following items, namely:-

"Grant		
King to 164 ft.		
north of Main	East	West
Rodgers		
King to Central	East	West."

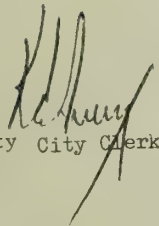
and by adding thereto the following items, namely:-

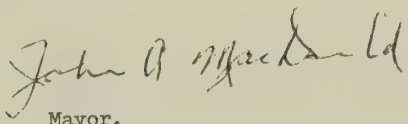
"Grant		
King to 52 ft.		
north of Main	East	West
Rodgers		
Normandy to Central	East	West."

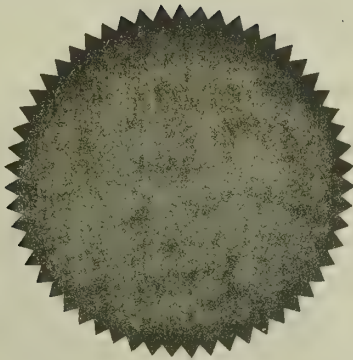
4. Schedule 30 (Commercial Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Birch	West	40 ft.	32 ft. south	7:00 A.M. - 6:00 P.M."
(westerly branch)			of Barton	

PASSED this 31st day of January 1978 A.D.


Deputy City Clerk


Mayor.



BY-LAW NO. 78- 32

To Amend By-Law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Section 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by deleting therefrom the following items, namely:-

"Ivon	Northbound and Southbound	Roxborough
Walter	Northbound and Southbound	Roxborough
Normanhurst	Northbound and Southbound	Roxborough
Adeline	Northbound and Southbound	Dunsmure
Roxborough	Eastbound and Westbound	Cope."

and by adding thereto the following items, namely:-

"Reid	Northbound and Southbound	Ayr
Grimsby	Southbound	Martha
Cameron	Northbound and Southbound	Roxborough
Roxborough	Eastbound and Westbound	Barons
Cope	Northbound and Southbound	Roxborough
Roxborough	Eastbound and Westbound	Tragina
Weir	Northbound and Southbound	Roxborough
Paling	Northbound and Southbound	Roxborough
Barons	Northbound and Southbound	Dunsmure
Weir	Northbound and Southbound	Dunsmure
Paling	Southbound	Dunsmure
Paling Court	Northbound	Dunsmure
Paling	Northbound and Southbound	Roxborough
Glennie	Northbound and Southbound	Dunsmure
Dunsmure	Eastbound and Westbound	Adeline
Ivon	Southbound	Dunsmure
Julian	Southbound	Dunsmure
Dunsmure	Eastbound and Westbound	Tolton
Dunsmure	Eastbound and Westbound	Selkirk
Roxborough	Eastbound and Westbound	Ivon
Roxborough	Eastbound and Westbound	Walter
Roxborough	Eastbound and Westbound	Normanhurst
Niagara	Southbound	Munro
Munro	Eastbound	Hillyard
Mount Albion	Northbound and Southbound	Albright
Mount Albion	Northbound and Southbound	Congress Crt."

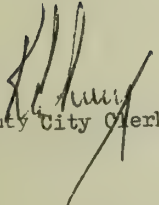
2. Schedule 11 (Yield - Right-Of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

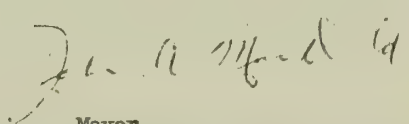
"Glennie	Northbound and Southbound	Dunsmure
Ivon	Southbound	Dunsmure
Julian	Southbound	Dunsmure
Tolton	Northbound and Southbound	Dunsmure
Selkirk	Northbound and Southbound	Dunsmure
Paling	Northbound and Southbound	Dunsmure
Weir	Northbound and Southbound	Dunsmure
Barons	Northbound and Southbound	Dunsmure
Paling	Northbound and Southbound	Roxborough
Weir	Northbound and Southbound	Roxborough
Barons	Northbound and Southbound	Roxborough
Cameron	Northbound and Southbound	Roxborough."

3. Schedule 30 (Commercial Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Birch (westerly branch)	West	40 ft.	32 ft. south of Barton	7:00 A.M. - 6:00 P.M.
--------------------------------	------	--------	---------------------------	-----------------------

PASSED this 31st day of January, 1978 A.D.


Deputy City Clerk


Mayor.



The Corporation of the City of Hamilton

BY-LAW NO. 78 -33

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED EAST OF UPPER SHERMAN AVENUE
AND SOUTH OF LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "A" (Conservation, Open Space, Park and Recreation) district, the land comprised in Block 1, and
- (b) "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in clause (b) of section 1 are amended to the extent only of the following variance as a special requirement,

- 1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall the land comprised in Block 2 be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirement referred to in section 2.

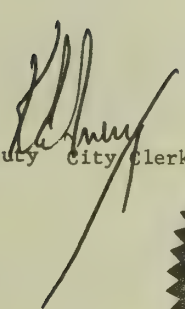
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-561".

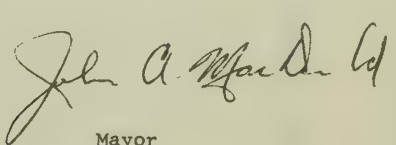
5. Sheet No. E-38B of the District Maps is amended by marking the lands referred to in clause (b) of section 1, "S-561".

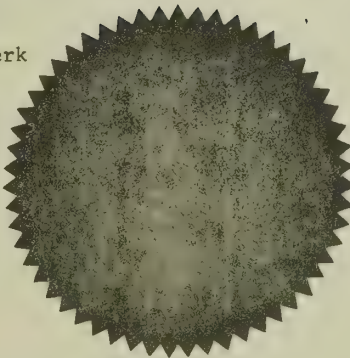
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 31st day of January A.D. 1978.


Deputy City Clerk


Mayor

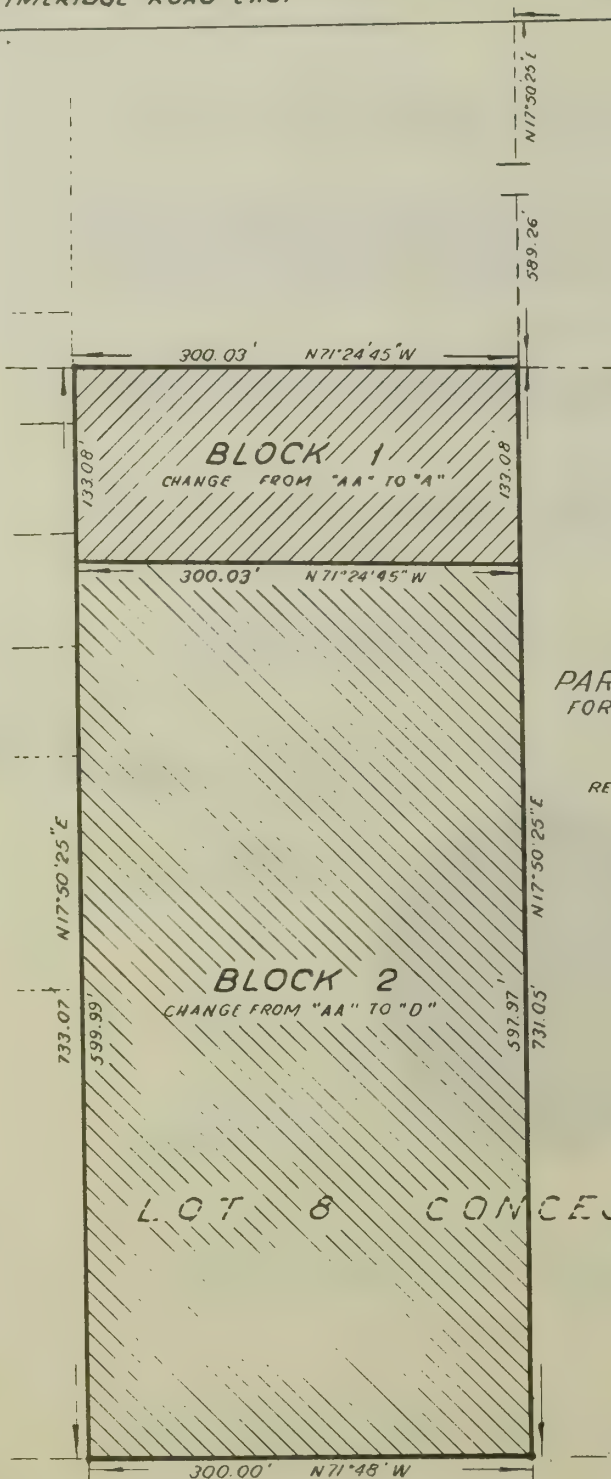


(1977) 33 R.P.D.C. 5, December 13
Abbotsford Homes Limited, Owner
Z.A. 77-50

LIMERIDGE ROAD EAST

SCHEDULE "A" TO BY-LAW N° 78-33

345.50' N72°26'45"W

NORTH EAST CORNER OF
LOT 8 CONCESSION 7

A.J. CLARKE & ASSOCIATES
ENGINEERS AND SURVEYORS
HAMILTON, ONTARIO

Bill N°35

This is Schedule "A" to By-law No. 78-33 passed the 31st day of January, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

John A. Macdonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 34

To Amend:

Licensing By-law No. 73-342

Respecting:

ADMINISTRATION AND ENFORCEMENT

WHEREAS By-law No. 73-342, passed on the 18th day of December, and in force on the 1st day of January, 1974, provided for the licensing of trades, callings, businesses, or occupations;

AND WHEREAS it is intended to clarify the administration and enforcement of the By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 1 of section 1 of By-law No. 73-342 is amended by adding thereto the following clause:

(ga) "Licence Administrator", means the official appointed by council to administer this by-law.

2. Subsection 1 of section 2 of By-law No. 73-342, as amended by By-law No. 74-104, passed on the 14th day of May, 1974, is repealed and the following sections substituted therefore:

(1) The administration of the provisions of this by-law shall be the responsibility of the Licence Administrator.

(1a) Except as otherwise provided, the enforcement of the provisions of this by-law shall be the responsibility of the chief licence inspector.

3. Section 12 of By-law No. 73-342 is amended by inserting after "constable" in the first line "and the chief licence inspector".

4. (1) Section 6 of schedule 4 of By-law No. 73-342 is amended by inserting after "constable" in the first line "and the chief licence inspector".

(2) Subclause (ii) of clause (a) of subsection 1 of section 9 of schedule 4 of By-law No. 73-342 is amended by inserting after "constable" in the third line "and the chief licence inspector".

(3) Clause (b) of subsection 1 of section 9 of schedule 4 of By-law No. 73-342 is amended by inserting after "officer" in the second line "and the chief licence inspector".

(4) Clause (a) of subsection 2 of section 9 of schedule 4 of By-law No. 73-342 is amended by striking out "Board" in the fourth line and inserting in lieu thereof "City's".

(5) Clause (f) of section 11 of schedule 4 of By-law No. 73-342 is amended by inserting after "constable" in the first line "and the chief licence inspector".

5. (1) Section 5 of schedule 5 of By-law No. 73-342 is amended by inserting after "constable" in the first and seventh lines "and the chief licence inspector".

(2) Subsection 1 of section 6 of schedule 5 of By-law No. 73-342 is amended by striking out "chief constable" in the fourth line of the last paragraph and inserting in lieu thereof "Licence Administrator".

6. (1) Section 4 of schedule 6 of By-law No. 73-342 is amended by striking out "chief constable" in the third line and inserting in lieu thereof "Licence Administrator".

(2) Subsection 1 of section 6 of schedule 6 of By-law No. 73-342 is amended by striking out "Board" in the third and seventh lines of the last paragraph and inserting in lieu thereof "City" and by striking out "chief constable" in the fourth line and inserting in lieu thereof "Licence Administrator".

(3) Subsection 3 of section 6 of schedule 6 of By-law No. 73-342 is amended by striking out "any member of the Hamilton Police Force" in the third and fourth lines of the last paragraph, and inserting in lieu thereof "the chief constable and the chief licence inspector" and by striking out "those members of the police force authorized to peruse same" in the said paragraph, and inserting in lieu thereof "the chief licence inspector".

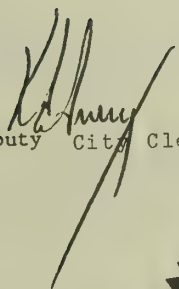
7. Clause (b) of section 5 of schedule 7 of By-law No. 73-342 is amended by inserting after "constable" in the first line "and the chief licence inspector".

8. Subsection 7 of section 2 of schedule 11 of By-law No. 73-342 is amended by inserting after "constable" in the third line "and the chief licence inspector".

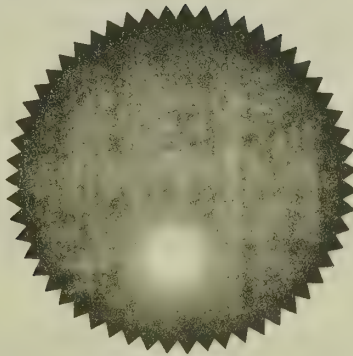
9. Clause (c) of subsection 3 of section 5 of schedule 15 of By-law No. 73-342 is amended by striking out "chief constable" in the second and third lines and inserting in lieu thereof "chief licence inspector".

10. Clause (h) of subsection 8 of schedule 16 of By-law No. 73-342 is amended by inserting after "constable" in the first line "and the chief licence inspector".

PASSED this 31 day of January A.D. 1978


Deputy City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78-

To Amend:

Hamilton Municipal Retirement Fund By-law No. 7970

Respecting:

ADJUSTMENT TO PENSIONS OF MEMBERS OF
THE FIRE DEPARTMENT AT THE TIME OF ENTITLEMENT
TO A PENSION UNDER THE CANADA PENSION PLAN

WHEREAS the Hamilton Municipal Retirement Fund By-law No. 7970 provides that the pension of members of the Fire Department of the City of Hamilton who retire at 60 years of age is reduced prior to their entitlement at 65 years of age, to a pension under the Canada Pension Plan;

AND WHEREAS subsection 4 of section 25 of The Municipal Act, R.S.O.1970, Chapter 284 provides that the reduction shall commence in the year the member is entitled to a pension under the Canada Pension Plan;

AND WHEREAS it is desirable that By-law No. 7970 be amended so as to provide that the pension of members of the City of Hamilton Fire Department retiring at age 60 shall not have their pension reduced until they become entitled to receive a pension under the Canada Pension Plan.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Article XI of By-law No. 7970, passed on the 15th day of February, 1957 is amended by adding the following section thereto:

4. (1) Notwithstanding section 1, the pension of a member of the Fire Department of the City of Hamilton,

(a) who, after 35 years of service retires voluntarily and without a disability prior to the normal retirement age of 60 years; or

(b) who retires at the normal retirement age of 60 years,

shall not be reduced at the age of 60 years by .7 percent as provided in section 1 of Article XI, until the member becomes entitled to a pension under the Canada Pension Plan.

(2) The pension of the member of the Fire Department referred to in clause (a) of subsection (1), shall be reduced by .7 percent as provided in section 1 of Article XI until the member attains normal retirement age of 60 years.

READ A FIRST AND SECOND TIME on the 25th day of January,
1977.

RE-INTRODUCED, AMENDED AND RE-READ A FIRST AND SECOND
TIME on the 31st day of January 1978.

READ A THIRD TIME AND FINALLY PASSED on the day
of 1978, the approval of the Ministry of The
Treasury, Economics and Intergovernmental Affairs, having been
received on the day of 1978.

Deputy City Clerk

Mayor

BY-LAW NO. 78- 35

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31ST DAY OF JANUARY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

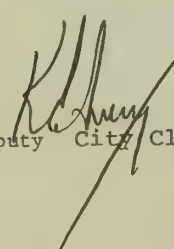
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

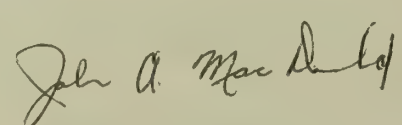
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of JANUARY A. D., 1978.


Deputy City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78-36

To Amend:

The Hamilton Municipal Retirement Fund
By-law No. 7970

Respecting:

NOTICE OF ELECTION

WHEREAS Article XII of By-law No. 7970, passed on the 15th day of February, 1957 provides in section 1 that three months notice of election to receive a reduced pension is required to be given;

AND WHEREAS it is desirable to eliminate the three months required notice of election.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

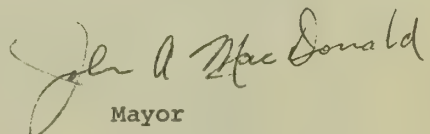
1. Section 1 of Article XII of By-law No. 7970, passed on the 15th day of February, 1957 is amended by striking out "at least three months prior to" in the first line and substituting in lieu thereof "up to the date of", so that the first line and second line shall read as follows:

1. A member may up to the date of his retirement, elect to receive a reduced pension,

READ A FIRST AND SECOND TIME on the 29th day of November, 1977.
A.D. 1977.

READ A THIRD TIME AND FINALLY PASSED on the 14th day of February A.D. 1978, the approval of the Ministry of Treasury, Economics and Intergovernmental Affairs having been received on the 6th day of February A.D. 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 -37

To Repeal:

Zoning By-law No. 71-216

Respecting:

SETBACK OF BUILDINGS AND STRUCTURES ON CERTAIN MAJOR STREETS
TO ALLOW FOR ROAD WIDENINGS

WHEREAS By-law No. 71-216, passed on the 31st day of August, 1971, providing for setback of buildings and structures on certain major streets to allow for road widenings in accordance with Official Plan Amendment No. 228, was approved by the Ontario Municipal Board by Order dated the 8th day of January, 1976;

AND WHEREAS Order-in-Council 180/77, dated the 19th day of January, 1977, upon petition of certain objectors, directed that a new public hearing be held on the application by the City of Hamilton for approval of Restricted Area By-law No. 71-216;

AND WHEREAS the Council of the City of Hamilton has, in section 13 of the 33rd Report of the Planning and Development Committee, adopted by Council on the 13th day of December, 1977, required the repeal of By-law No. 71-216.

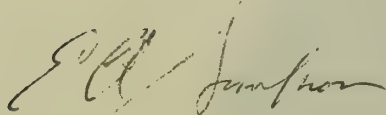
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 71-216, passed on the 31st day of August, 1971, is repealed.
2. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.
3. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

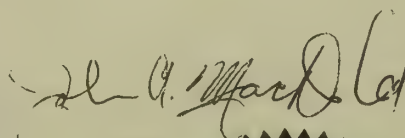
PASSED this 14th day of

February

A.D. 1978.



City Clerk



Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 -33

To Amend:

Zoning By-law No. 6593

Respecting:

SET BACK OF BUILDINGS

WHEREAS it is intended to provide that the set back of new buildings shall be calculated having regard to the right-of-way widths and alignment changes set out in Official Plan Amendment No. 228;

AND WHEREAS this by-law is in conformity with Official Plan Amendment No. 228 to the Official Plan of the Hamilton Planning Area, approved by the Minister on the 19th day of September, 1969.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 18 of By-law No. 6593, passed on the 25th day of July, 1950, is amended by adding thereto the following subsection:

- 10(i) Where a lot is adjacent to a street referred to in schedule "C", and
- (a) there is a yard requirement, no required yard or part thereof shall be nearer to the centre line of the adjacent street than the distance set forth in column 4 of schedule "C", measured from the centre line of the street to a line parallel to the centre line of the street and on that side of the street to which the lot is adjacent;
 - (b) there is no yard requirement, no building or part thereof shall be nearer to the centre line of the adjacent street than the distance set forth in column 4 of schedule "C", measured from the centre line of the street to a line parallel to the centre line of the street and on that side of the street to which the lot is adjacent.
- (ii) The distances referred to in clauses (a) and (b) shall be measured on the streets referred to in column 1 and shall apply to the streets or part of each street from location A shown in column 2 to location B shown in column 3 in schedule "C".
- (iii) In this subsection "centre line" means the centre line of the original road allowance of the streets referred to in schedule "C".

2. Zoning By-law No. 6593 is amended by adding schedule "C" thereto.

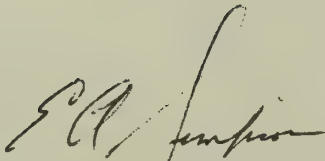
3. Schedule "C" referred to in section 1 is annexed to this by-law as schedule "A".

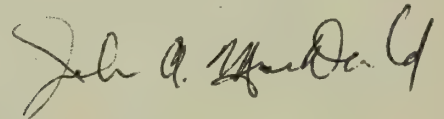
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 14th day of February

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A" to By-law No. 78 - 38

SCHEDULE "C" to By-law No. 6593

STREET	FROM LOCATION A	TO LOCATION B	Distance Measured from the Centre Line of the Street to a Line Parallel to Centre Line of the Street and on that Side of the Street to Which the Lot is Adjacent
(Column 1)	(Column 2)	(Column 3)	(Column 4)
1. Limeridge Road	1. Limeridge Road	1. Limeridge Road	
	(a) 500' west of West 5th St.	(a) 500' east of West 5th St.	43 feet
	(b) 500' west of Upper James St.	(b) Ridge Street	43 feet
	(c) 500' west of Upper Wellington St.	(c) 500' east of Upper Sherman Ave.	43 feet
	(d) 500' west of Upper Ottawa St.	(d) Mountain Brow Boulevard	43 feet
2. Stone Church Road	2. Stone Church Road	2. Stone Church Road	
(a) on north side	(a) approx. 650' westerly of centre-line of Upper James St.	(a) approx. 750' westerly of Upper Wentworth St.	50 feet
(b) on south side	(b) approx. 375' westerly of centre-line of Upper James St.	(b) approx. 430' easterly of centre-line of Upper James St.	50 feet
3. West 5th Street	3. Mohawk Road	3. approx. 600' south of Stone Church Road	50 feet
4. Mohawk Road	4. Garth Street	4. Buckingham Drive	50 feet

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 39

To Amend:

Zoning By-law No. 6593

Respecting:

ERECTION OR CONVERSION OR USE OF
BUILDINGS FOR RESIDENTIAL USES

WHEREAS subsection (3)(a) of section 4 of Zoning By-law No. 6593, passed on the 25th day of July, 1950, provides as follows:

4. (3) (a) No building shall be erected or converted or used for residential purposes on any lot or tract of land on which any other building other than an accessory building has already been erected or converted, and no building other than an accessory building shall be erected or converted or used on any lot or tract of land on which a residential building has already been erected or converted, save where specifically permitted elsewhere in the by-law.

AND WHEREAS it is desirable to allow for the erection or conversion or use for residential purposes, buildings other than accessory buildings on lots or tracts of land on which other buildings have already been erected as hereinafter provided;

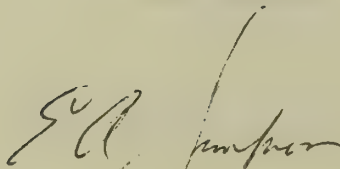
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act,

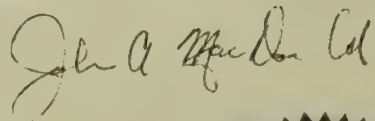
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 18 of By-law No. 6593, passed on the 25th day of July, 1950, is amended by adding thereto the following subsection:

- (12) A new building may be erected on a lot or tract of land on which any other residential building has already been erected but is sought to be demolished in accordance with subsection 6 of section 37a of The Planning Act, R.S.O. 1970, Chapter 349.

PASSED this 14th day of February 1978.


City Clerk



Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 40

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF UPPER HORNING ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. W-43B and W-43C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 are amended,

- (a) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the lands comprised in Blocks 1 and 3,

the extent and boundaries of each of which Blocks 1 and 3 are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. As to Blocks 1 and 3, section 10(1)(iii) of By-law No. 6593 shall not apply;
- 2. As to Block 3, notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot;
- 3. As to Block 3, notwithstanding section 10(4)(i) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 30 feet and an area of at least three thousand square feet;
- 4. The land shall be subject to section 19C of By-law No. 6593.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "D" District provisions,

subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-551".

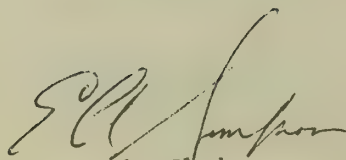
5. Sheets Nos. W-43B and W-43C of the District Maps are amended by marking the lands referred to in section 1 "S-551".

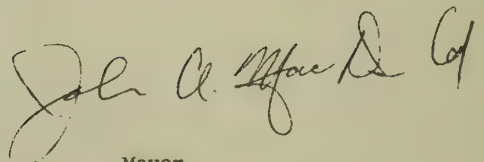
6. The land referred to in section 1, shall be subject to section 19C of By-law No. 6593.

7. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

8. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

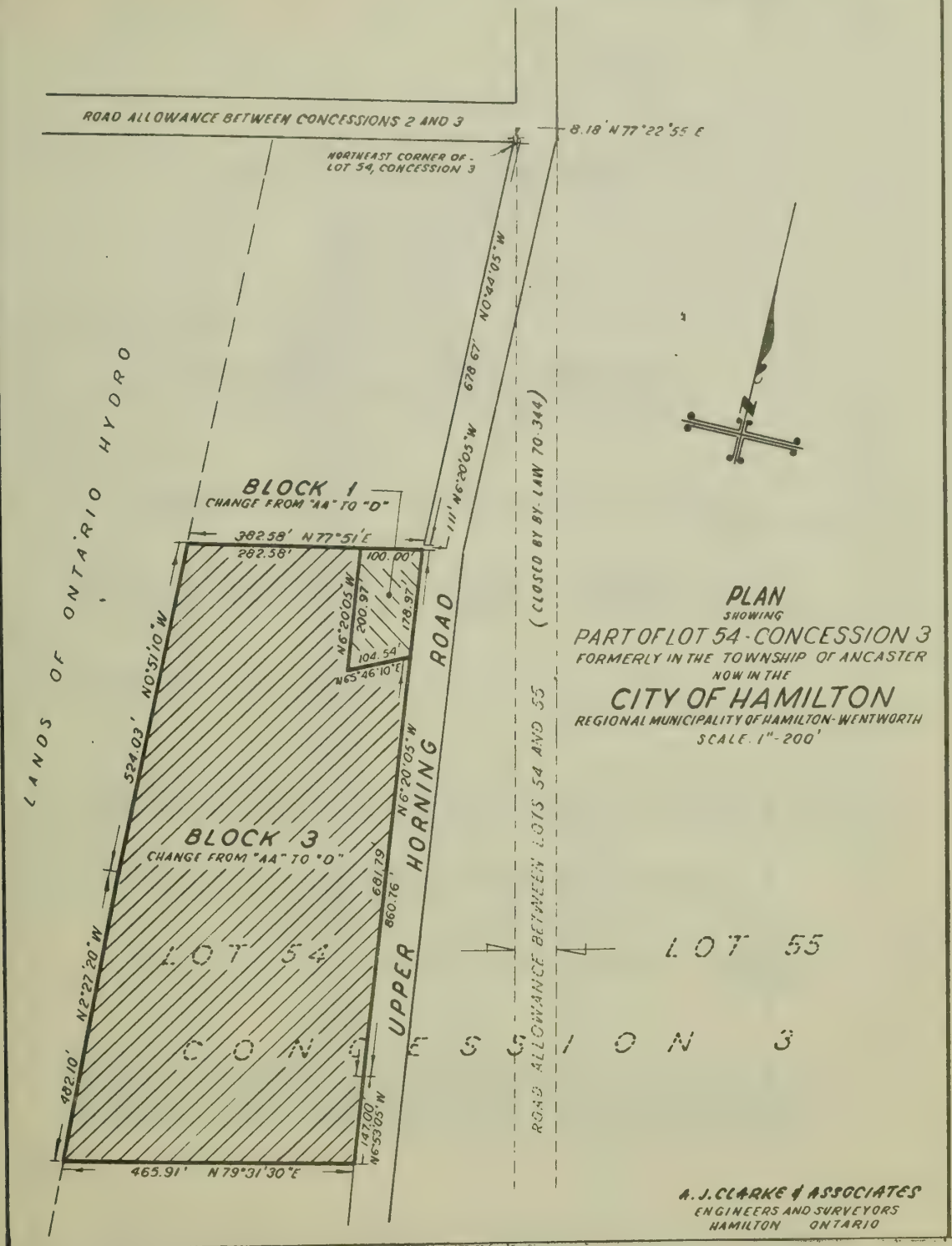
PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor

(1977) 27 R.P.D.C. 1, October 25
(1977) 28 R.P.D.C. 4, November 8
(1977) 32 R.P.D.C. 5, November 29
Gurnett Investments Limited, Owner
ZA 77-38





Bill No. 40

This is Schedule "A" to By-law No. 78-40 passed the 14th day of February, 1978

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 41

To Amend:

Zoning By-law No. 6593

Respecting:

LAND EXTENDING EAST FROM UPPER SHERMAN AVENUE
AND ADJACENT TO THE MOUNTAIN FREEWAY

WHEREAS it is intended to change the zoning of the lands herein-
after referred to;

AND WHEREAS this by-law is in conformity with the Official Plan
of the Hamilton Planning Area, approved by the Minister under The Planning
Act.

NOW THEREFORE the Council of The Corporation of the City of
Hamilton enacts as follows:

1. Sheet No. E-38B of the District Maps, appended to and forming
part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to
"A" (Conservation, Open Space, Park and Recreation)
district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as
schedule "A".

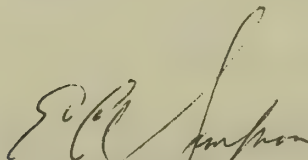
2. The City Clerk is hereby authorized and directed to proceed as
soon as possible with the giving of notice of the passing of this by-law,
including a brief explanation of its purpose, and with the carrying out of
all other directions of The Ontario Municipal Board relating to the giving
of such notice.

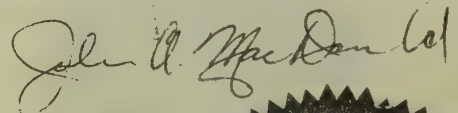
3. The City Solicitor is hereby authorized and directed to make
application to The Ontario Municipal Board for the necessary approval of
this by-law.

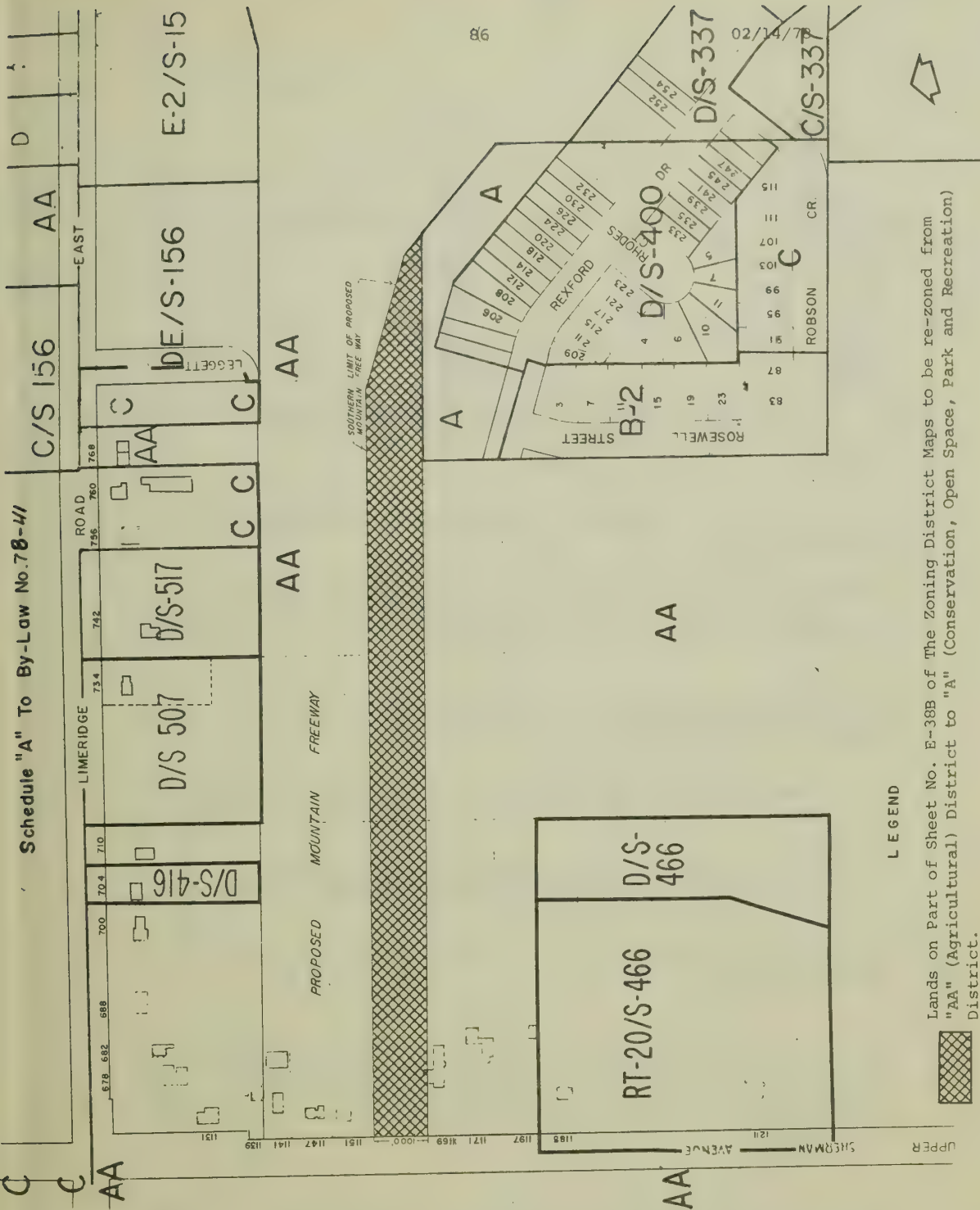
PASSED this 14th day of

February

A.D. 1978.


City Clerk


Mayor



Bill No. 41

This is Schedule "A" to By-law No. 78-41 passed the 14th day of February, 1978.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 -42

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF UPPER SHERMAN AVENUE
IN THE AREA NORTH OF QUEENSDALE AVENUE EAST

WHEREAS it is intended to change the zoning of the lands herein-
after referred to;

AND WHEREAS this by-law is in conformity with the Official Plan
of the Hamilton Planning Area, approved by the Minister under The Planning
Act.

NOW THEREFORE the Council of The Corporation of the City of
Hamilton enacts as follows:

1. Sheet No. E-25 of the District Maps, appended to and forming part
of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "C" (Urban Protected Residential,
etc.) district to "G" (Neighbourhood Shopping Centre,
etc.) district, the land

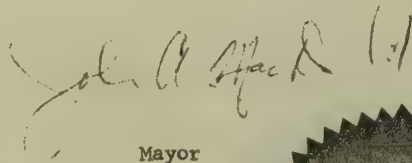
the extent and boundaries of which are shown on a plan hereto annexed as
schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon
as possible with the giving of notice of the passing of this by-law, inclu-
ding a brief explanation of its purpose, and with the carrying out of all
other directions of The Ontario Municipal Board relating to the giving of
such notice.

3. The City Solicitor is hereby authorized and directed to make appli-
cation to The Ontario Municipal Board for the necessary approval of this
by-law.

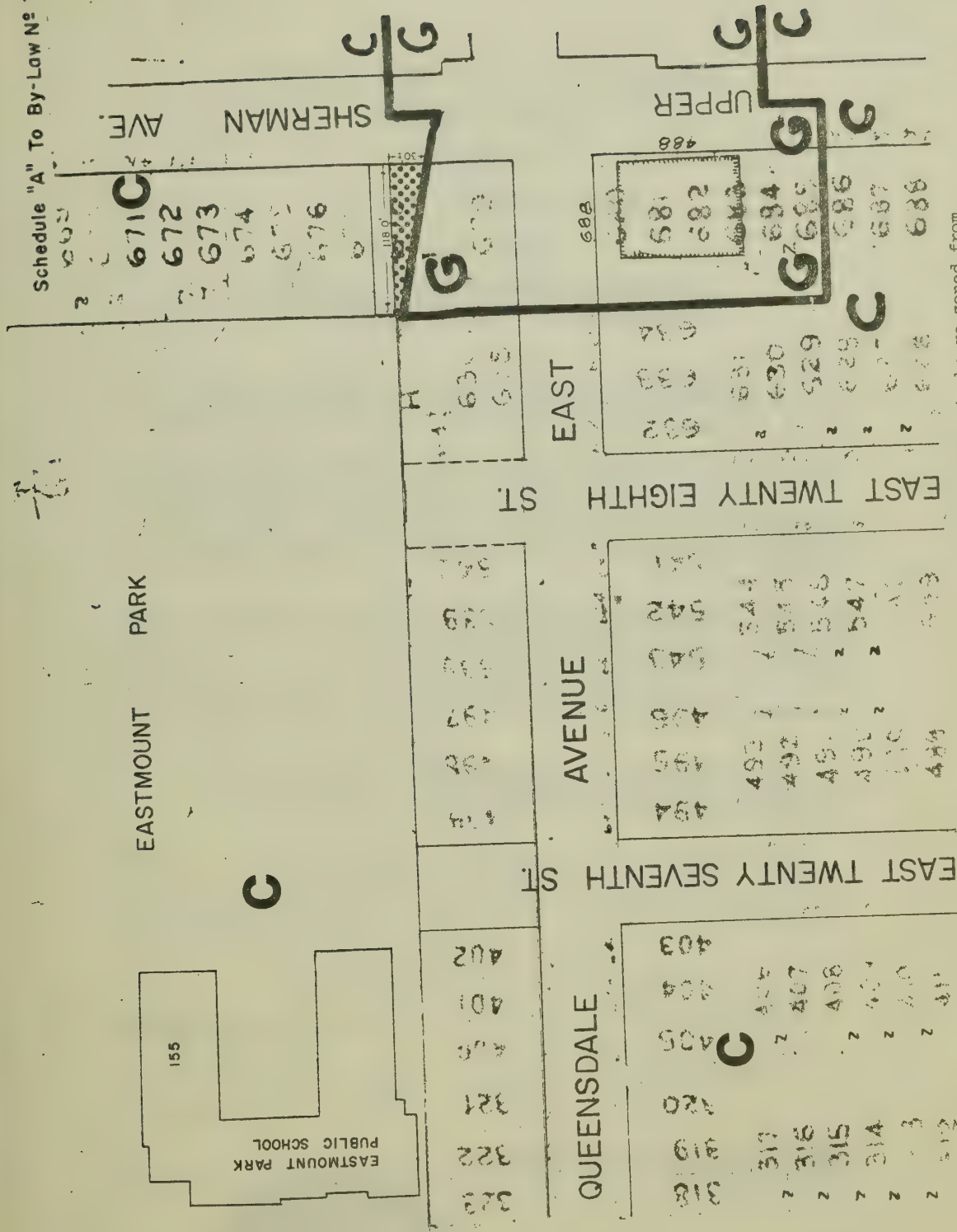
PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor

Schedule "A" To By-Law No 78-42

Scale: 1"=100'



Lands on Part of Sheet No. E-25 of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District.

Bill No. 42

This is Schedule "A" to By-law No. 78-42 passed the 14th day of February, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 43

To Repeal:

Zoning By-law No. 77-232

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER OF
INGLEWOOD DRIVE AND JAMES MOUNTAIN ROAD

WHEREAS By-law No. 77-232 provides for the rezoning of the land located at the north-west corner of Inglewood Drive and James Mountain Road to permit a two family house;

AND WHEREAS in view of the number of objections to By-law No. 77-232 received from the residents of the area and the fact that the applicant for the rezoning has applied for a building permit to establish a single family house on the property, it is intended to repeal By-law No. 77-232;

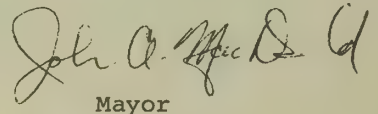
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

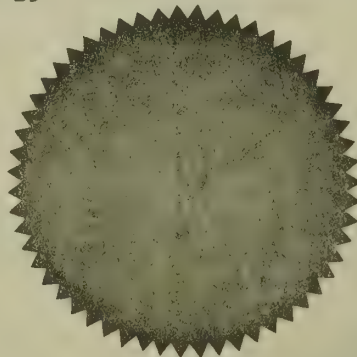
1. By-law No. 77-232, passed on the 13th day of September, 1977, is repealed.

PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor

(1977) 32 R.P.D.C. 6, November 29
City Initiative
(Z.A. 77-40)



Bill No. 44

The Corporation of the City of Hamilton

BY-LAW NO. 78- 44

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-EAST CORNER
OF STONE CHURCH ROAD AND ARBOUR ROAD

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-13" (Prestige Industrial) district provisions of By-law No. 6593, passed on the 25th day of July, 1950, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A" are amended to the extent only of the following variance as a special requirement,

1. Notwithstanding section 17C(3) of By-law No. 6593, a restaurant and a tavern shall not be prohibited in a bowling alley building.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "M-13" District provisions,

subject to the special requirement referred to in Section 1.

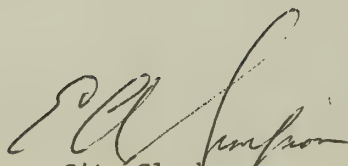
3. By-law No. 6593 is amended by adding this by-law to Section 19B as "S-563".

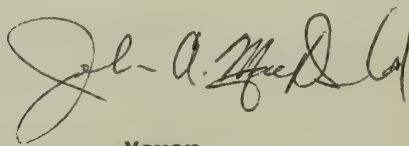
4. Sheet No. E.69C of the District Maps is amended by marking the lands referred to in Section 1, "S-563".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

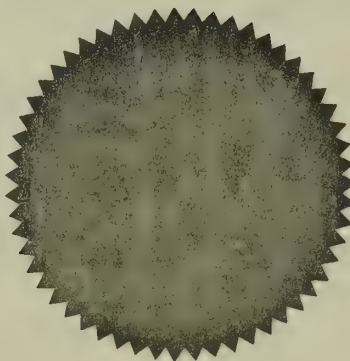
6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

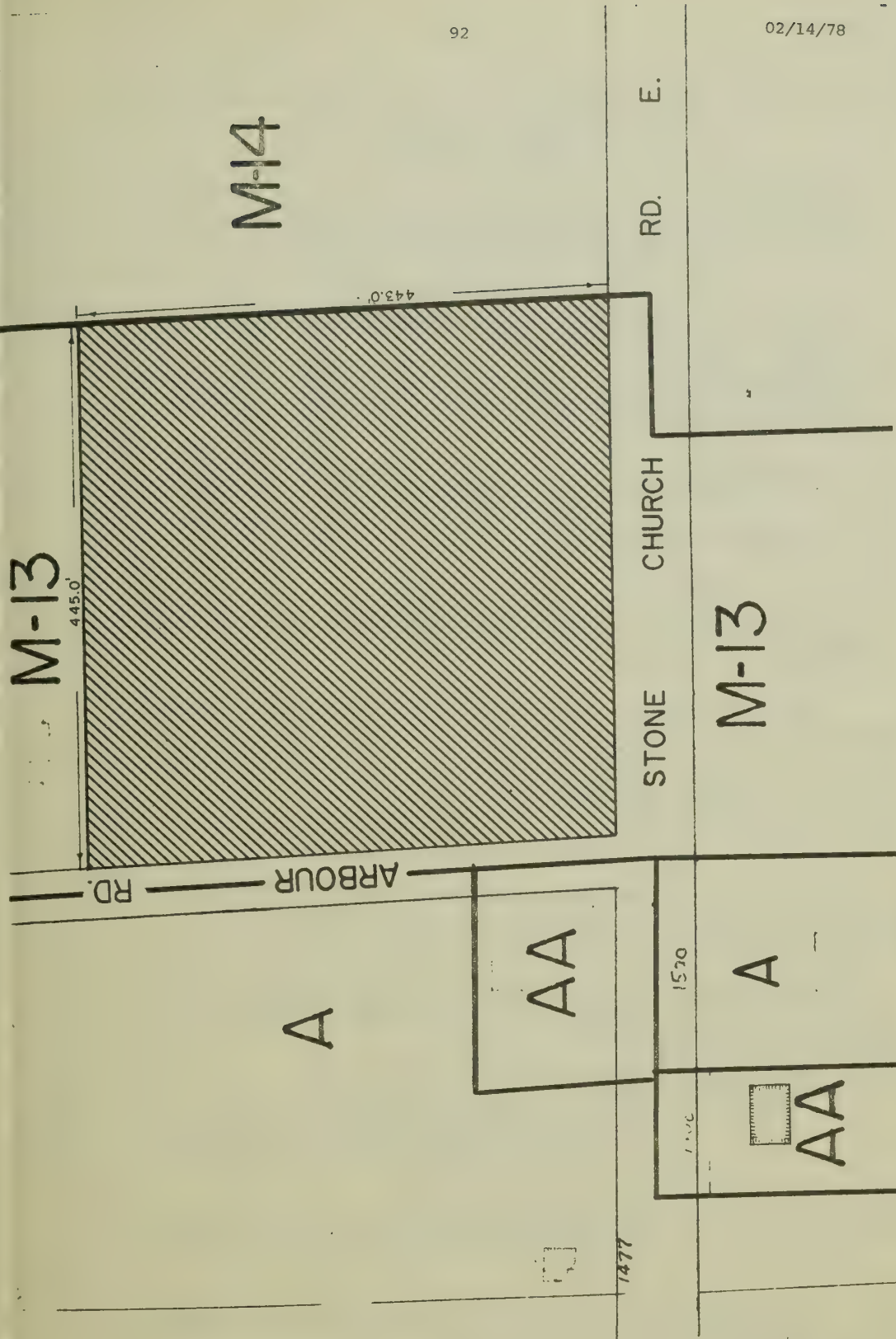
PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor

(1977) 34 R.P.D.C. 6, December 13
City Initiative 77-Z





LEGEND:

Lands on Part of Sheet No. E-69C of The Zoning District Maps to be regulated by By-Law No. 78-44



Scale: 100' ±



Bill No. 44

This is Schedule "A" to By-law No. 78-44 passed the 14th day of February. 1978

E.A. Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
John A. McLeod
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 45

To Amend:

Zoning By-law No. 6593

Respecting:

TOWNHOUSE AND MAISONETTE DEVELOPMENT

WHEREAS it is intended to amend the text of the General Zoning By-law No. 6593, so as to provide revisions to some of the provisions pertaining to townhouse and maisonette development;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause A of subsection 2 of section 2 of By-law No. 6593, passed on the 25th day of July, 1950, is amended by adding after "RT-20" in the sixth line, "RT-30".

2. Clause A of subsection 2 of section 2 of By-law No. 6593 is amended by adding thereto the following subclause:

(viid) "Dwelling, Street Townhouse" shall mean a townhouse dwelling,

(a) in which all single-family dwelling units front on a public street, and

(b) which do not share any yards, driveways, common open space and parking and manoeuvring space.

3. Subclause (via) of clause H of subsection 2 of section 2 of By-law No. 6593, as enacted by section 6 of By-law No. 72-239, is repealed and the following substituted therefor:

(via) "Privacy Area" means an open area,

(a) on the same lot and accessory to a single-family dwelling unit, access to which area is provided and maintained through a doorway to a habitable room, and

(b) that is separate from and not included with walkways, play areas or any other communal area.

4. Subsection 1 of section 5 of By-law No. 6593 is amended by adding thereto the following:

"RT-30".

5. Section 10D of By-law No. 6593, as enacted by section 26 of By-law No. 72-239, passed on the 26th day of September, 1972, is repealed.

6. By-law No. 6593 is amended by adding thereto the following sections:

SECTION 10D - "RT-10" DISTRICTS
(Townhouse)

- 10D (1) In an "RT-10" District, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, within the district, except in accordance with the provisions of this section.
- (2) Subject to the provisions of sections 3, 18, and 19, in an "RT-10" District, as hereinafter set forth, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used within the district, for other than one or more of the following:
- (a) Residential uses:
1. A Townhouse Dwelling;
 2. A group of Townhouse Dwellings;
 3. A Street Townhouse Dwelling, subject to the "RT-30" District provisions of section 10F;
 4. A children's day nursery under The Day Nurseries Act that receives not more than 25 children for temporary custody.

Height Requirements

- (3) In an "RT-10" District, no building or structure, within the district shall exceed three storeys, and no structure other than a building shall exceed thirty-five feet in height.

Area Requirements

- (4) In an "RT-10" District, there shall be provided and maintained for every building or structure, the following yards:
- (a) where a yard abuts a street, a depth of not less than 20 feet from the street line, and
- (b) where a yard abuts any other lot, a width or depth of not less than 10 feet, except where there are windows to a habitable room facing the yard, the width or depth of such yard shall not be less than 20 feet.

Distance Between Buildings

- (5) In an "RT-10" District, there shall be provided and maintained within the district where there is more than one building on a lot,
- (a) a distance not less than twelve feet between two exterior walls containing no window or windows;
- (b) a distance not less than thirty feet between two exterior walls, one of which contains at least one window to a habitable room;
- (c) a distance of not less than fifty feet between two exterior walls each of which contains at least one window to a habitable room.

Intensity of Use

- (6) In an "RT-10" District, every lot or tract of land within the district, shall have a depth of not less than 100 feet.
- (7) In an "RT-10" District, every lot or tract of land shall have,
 - (a) an area of not less than 3,000 square feet for each single-family dwelling unit;
 - (b) a width of not less than 90 feet.

Privacy Areas

- (8) In an "RT-10" District there shall be provided and maintained a privacy area for each single-family dwelling unit that,
 - (a) is screened on two sides by means of a screen that is not less than four feet and not more than six feet in height, and
 - (b) is not less than eight feet in depth.
- (9) Where a privacy area is comprised of the whole or part of,
 - (a) a required yard, or
 - (b) a landscaped area, or
 - (c) a required yard and a landscaped area,the required yard or landscaped area or both may be reduced by the privacy area.

Landscaped Areas

- (10) In an "RT-10" District, there shall be provided and maintained on the same lot and within the "RT-10" District, for one or more buildings, or structures, an amount not less than 50% of the area of the lot on which the buildings or structures are situate, as landscaped area.
- (11) No part of any landscaped area provided under subsection 10 shall be used for parking space, manoeuvring space, access and egress driveways or for any other vehicular purpose of any kind.

Parking Requirements

- (12) In an "RT-10" District, there shall be provided and maintained within the district, on the same lot upon which one or more dwellings are erected, altered, extended or enlarged,
 - (a) where any parking space is not covered and attached to or enclosed within the dwelling unit, not less than one and one-half parking spaces for each single-family dwelling unit to which the parking space is accessory;

- (b) where any parking space is covered and attached to or enclosed within the dwelling unit, not less than 1.3 parking spaces for each single-family dwelling unit to which the parking space is accessory.
- (13) The parking spaces provided under clause (a) of subsection 12 shall be grouped together in one or more parking areas, each of which area shall be composed of not less than 4 parking spaces.
- (14) The distance from a Townhouse Dwelling to the parking area referred to in subsection 13, measured along established pedestrian pathways shall not exceed 150 feet.
- (15) The distance from a point on the perimeter of the parking space provided under clause (b) of subsection 12 which locates the entrance thereto and the access driveway that provides access to individual driveways shall not be less than 20 feet.

Exemptions

- (16) Notwithstanding subsection 2, clause (iv) of subsection 4 of section 18 shall not apply.

SECTION 10E - "RT-20" DISTRICTS (Townhouse - Maisonette)

- 10E (1) In an "RT-20" District, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, within each district, except in accordance with the provisions of this section.
- (2) Subject to the provisions of sections 3, 18, and 19, in an "RT-20" District, as hereinafter set forth, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used within each district, for other than one or more of the following:
 - (a) Residential Uses:
 - 1. A Townhouse Dwelling;
 - 2. A group of Townhouse Dwellings;
 - 3. A Street Townhouse Dwelling, subject to the "RT-30" District provisions of section 10F;
 - 4. A children's day nursery under The Day Nurseries Act that receives not more than 25 children for temporary custody;
 - 5. A Maisonette Dwelling;
 - 6. A group of Maisonette Dwellings.

Height Requirements

- (3) In an "RT-20" District, no building or structure, within the district shall exceed three storeys, and no structure other than a building shall exceed thirty-five feet in height.

Area Requirements

- (4) In an "RT-20" District, there shall be provided and maintained in the district, for every building or structure, the following yards:
- (a) where a yard abuts a street, a depth of not less than 20 feet from the street line, and
 - (b) where a yard abuts any other lot, a width or depth of not less than 10 feet, except where there are windows to a habitable room facing the yard, the width or depth of such yard shall not be less than 20 feet.

Distance Between Buildings

- (5) In an "RT-20" District, there shall be provided and maintained within the district where there is more than one building on a lot,
- (a) a distance not less than twelve feet between two exterior walls containing no window or windows;
 - (b) a distance not less than thirty feet between two exterior walls, one of which contains at least one window to a habitable room;
 - (c) a distance of not less than fifty feet between two exterior walls each of which contains at least one window to a habitable room.

Intensity of Use

- (6) In an "RT-20" District, every lot or tract of land within the district, shall have a depth of not less than 100 feet.
- (7) In an "RT-20" District, every lot or tract of land upon which,
- (a) a Townhouse Dwelling is erected, altered, extended, or enlarged shall have,
 - (i) an area not less than 2,500 square feet for each single-family dwelling unit;
 - (ii) a width of not less than 75 feet;
 - (b) a Maisonette Dwelling is erected, altered, extended or enlarged shall have,
 - (i) an area not less than 1,800 square feet for each single-family dwelling unit;
 - (ii) a width of not less than 120 feet.

Privacy Areas

- (8) In an "RT-20" District, there shall be provided and maintained a privacy area for each single-family dwelling unit that,
- (a) is screened on two sides by means of a screen that is not less than 4 feet and not more than 6 feet in height, and

(b) is not less than 8 feet in depth.

(9) Where a privacy area is comprised of the whole or part of,

(a) a required yard, or

(b) a landscaped area, or

(c) a required yard and a landscaped area,

the required yard or landscaped area or both may be reduced by the privacy area.

Landscaped Areas

(10) In an "RT-20" District, there shall be provided and maintained on the same lot and within the "RT-20" District, for one or more buildings or structures, an amount not less than 40% of the area of the lot on which the buildings or structures are situated, as landscaped area.

(11) No part of any landscaped area provided under subsection 10 shall be used for parking space, manoeuvring space, access and egress driveways or for any other vehicular purpose of any kind.

Parking Requirements

(12) In an "RT-20" District, there shall be provided and maintained within the district, on the same lot upon which one or more dwellings are erected, altered, extended or enlarged,

(a) where any parking space is not covered and attached to or enclosed within the dwelling unit, not less than one and one-half parking spaces for each single-family dwelling unit to which the parking space is accessory;

(b) where any parking space is covered and attached to or enclosed within the dwelling unit, not less than 1.3 parking spaces for each single-family dwelling unit to which the parking space is accessory.

(13) The parking spaces provided under clause (a) of subsection 12 shall be grouped together in one or more parking areas, each of which area shall be composed of,

(a) in respect of a Townhouse Dwelling, not less than 4 parking spaces; and

(b) in respect of a Maisonette Dwelling not less than 8 parking spaces.

(14) The distance from a Townhouse Dwelling or a Maisonette Dwelling to the parking area referred to in subsection 13, measured along established pedestrian pathways shall not exceed 150 feet.

(15) The distance from a point on the perimeter of the parking space provided under clause (b) of subsection 12 which locates the entrance thereto and the access driveway that provides access to individual driveways shall not be less than 20 feet.

Exemptions

- (16) Notwithstanding subsection 2, clause (iv) of subsection 4 of section 18 shall not apply

SECTION 10F - "RT-30" DISTRICTS
(Street - Townhouse)

- 10F (1) In an "RT-30" District no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, within the district, except in accordance with the provisions of this section.
- (2) Subject to the provisions of sections 3, 18, and 19, in an "RT-30" District, as hereinafter set forth, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used within the district, for other than the following:
- (a) Residential Use:
1. A Street Townhouse Dwelling or Street Townhouse Dwellings.

Height Requirements

- (3) In an "RT-30" District, no building or structure, within the district shall exceed three storeys, and no structure other than a building shall exceed thirty-five feet in height.

Area Requirements

- (4) In an "RT-30" District, there shall be provided and maintained in the district, for every building or structure, the following yards:
- (a) a front yard of a depth of not less than 20 feet from all street lines;
- (b) a rear yard of a depth not less than 25 feet;
- (c) except as provided in clause (d), a side yard abutting a wall that is not a party wall, along each side lot line of a width of not less than,
- (i) 4 feet for a Street Townhouse Dwelling, not exceeding one storey in height;
- (ii) 6 feet for a Street Townhouse Dwelling, not exceeding two storeys in height;
- (iii) 8 feet for a Street Townhouse Dwelling, not exceeding three storeys in height;
- (d) a side yard abutting a wall that is not a party wall, along each side lot line of a width of not less than,
- (i) 10 feet, for each dwelling unit for which a garage or carport is not provided as either attached to or as an integral part of the Street Townhouse Dwelling;

Distance Between Buildings

- (5) In an "RT-30" District, there shall be provided and maintained within the district where there is more than one building on a lot, a distance between buildings,
 - (a) not exceeding one storey in height, of not less than eight feet;
 - (b) not exceeding two storeys in height, of not less than twelve feet;
 - (c) not exceeding three storeys in height, of not less than sixteen feet.

Intensity of Use

- (6) In an "RT-30" District, every lot or tract of land upon which a Street Townhouse Dwelling is erected, altered, extended or enlarged, shall have,
 - (i) a lot area not less than 2,000 square feet for each single-family dwelling unit;
 - (ii) a width of not less than 20 feet for each dwelling unit.

Parking Requirements

- (7) In an "RT-30" District, there shall be provided and maintained within each district, on the same lot upon which one or more dwellings are erected, altered, extended or enlarged one off-street parking space for each Street Townhouse Dwelling.

Exemptions

- (8) Notwithstanding subsection 2, clause (iv) of subsection 4 of section 18 shall not apply.

7. (1) Subclause (ac) of clause (iv) of subsection 3 of section 18 of By-law No. 6593 is amended by inserting after "dwellings" in the second line ", townhouse dwelling, maisonette dwelling or street townhouse dwelling".

(2) Subclause (b) of clause (iv) of subsection 3 of section 18 of By-law No. 6593 is amended by inserting after "dwelling" in the fourth line ", townhouse dwelling, maisonette dwelling or street townhouse dwelling".

(3) Subclause (c) of clause (iv) of subsection 3 of section 18 of By-law No. 6593 is amended by inserting after "dwellings" in the eighth line ", townhouse dwelling, maisonette dwelling or street townhouse dwelling".

(4) The second sub-paragraph of paragraph (2) of subclause (c) of clause (iv) of subsection 3 of section 18 of By-law No. 6593 is amended by inserting at the beginning thereof "Except in the case of a single-family dwelling or a semi-detached two-family dwelling".

(5) Subclause (f) of clause (vi) of subsection 3 of section 18 of By-law No. 6593 is amended by striking out the word "boundary" in lines 2, 3, and 5.

(6) The last paragraph of subsection 8 of section 18 of By-law No. 6593 is numbered 1, and is amended by inserting at the beginning thereof "For multiple dwellings" so that the first line shall read as follows:

1. For multiple dwellings, the entire lot or tract of land shall be shown on a

8. Subclause (ii) of clause (a) of subsection 6 of section 17B of By-law No. 6593 is amended by adding thereto the following:

- E. "RT-10" (Planned Development) district;
- F. "RT-20" (Planned Development) district;
- G. "RT-30" (Planned Development) district.

9. Schedule "D" to By-law No. 6593 is amended by adding thereto the following:

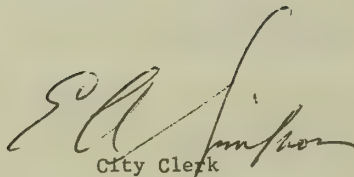
"RT-30" District.

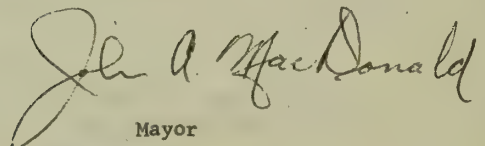
10. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

11. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 14th day of February

A.D. 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 46

To Amend:

The Property Standards By-law No. 74-74

Respecting:

INSULATION STANDARDS FOR RESIDENTIAL BUILDINGS

WHEREAS the City of Hamilton enacted The Property Standards By-law No. 74-74 on the 30th day of April, 1974, in accordance with section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS By-law No. 74-74 provides for standards of maintenance and occupancy of property and for prohibiting the occupancy or use of such property that does not conform to the standards;

AND WHEREAS it is desirable to provide for insulation standards for residential buildings.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 74-74, passed on the 30th day of April, 1974, is amended by adding thereto the following section:

INSULATION

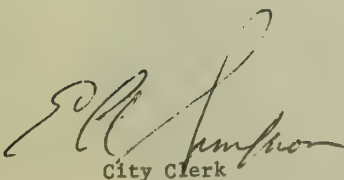
26a Every ceiling of a residential building shall be insulated, and every exterior wall of a residential building opened or replaced during the course of alterations or renovations shall be insulated, in order to minimize heat loss, air infiltration and moisture condensation on the interior surfaces, in accordance with,

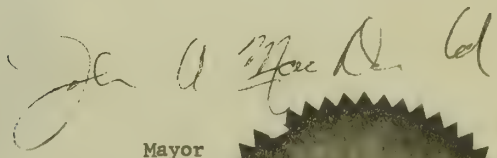
- (a) the building code and amendments thereto, made under The Building Code Act, 1974; or
- (b) standards equivalent to the building code and amendments thereto, satisfactory to the Chief Property Standards Officer.

PASSED this 14th day of

February

A.D. 1978.


City Clerk


Mayor

BY-LAW NO. 78 - 47

TO EXTEND CLIFTON DOWNS ROAD,
BY INCORPORATING A 1' RESERVE,
BLOCK "CX", PLAN M-29

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Clifton Downs Road by incorporating within its limits the lands described in Schedule "A" hereto.

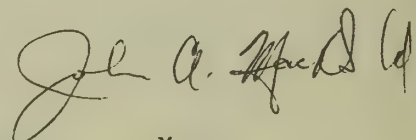
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

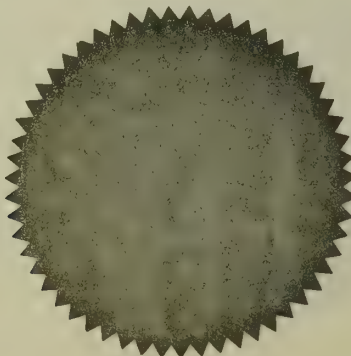
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Clifton Downs Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor

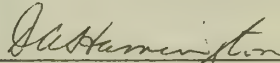


SCHEDULE "A"

Description for By-law to extend
Clifton Downs Road by incorporating 1' reserve
Block 'CX' Plan M-29

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block 'CX' according to Westbrook Gardens filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-29.

The above described parcel being shown in heavy outline on Plan N.S. 2306 Surveys hereto attached.

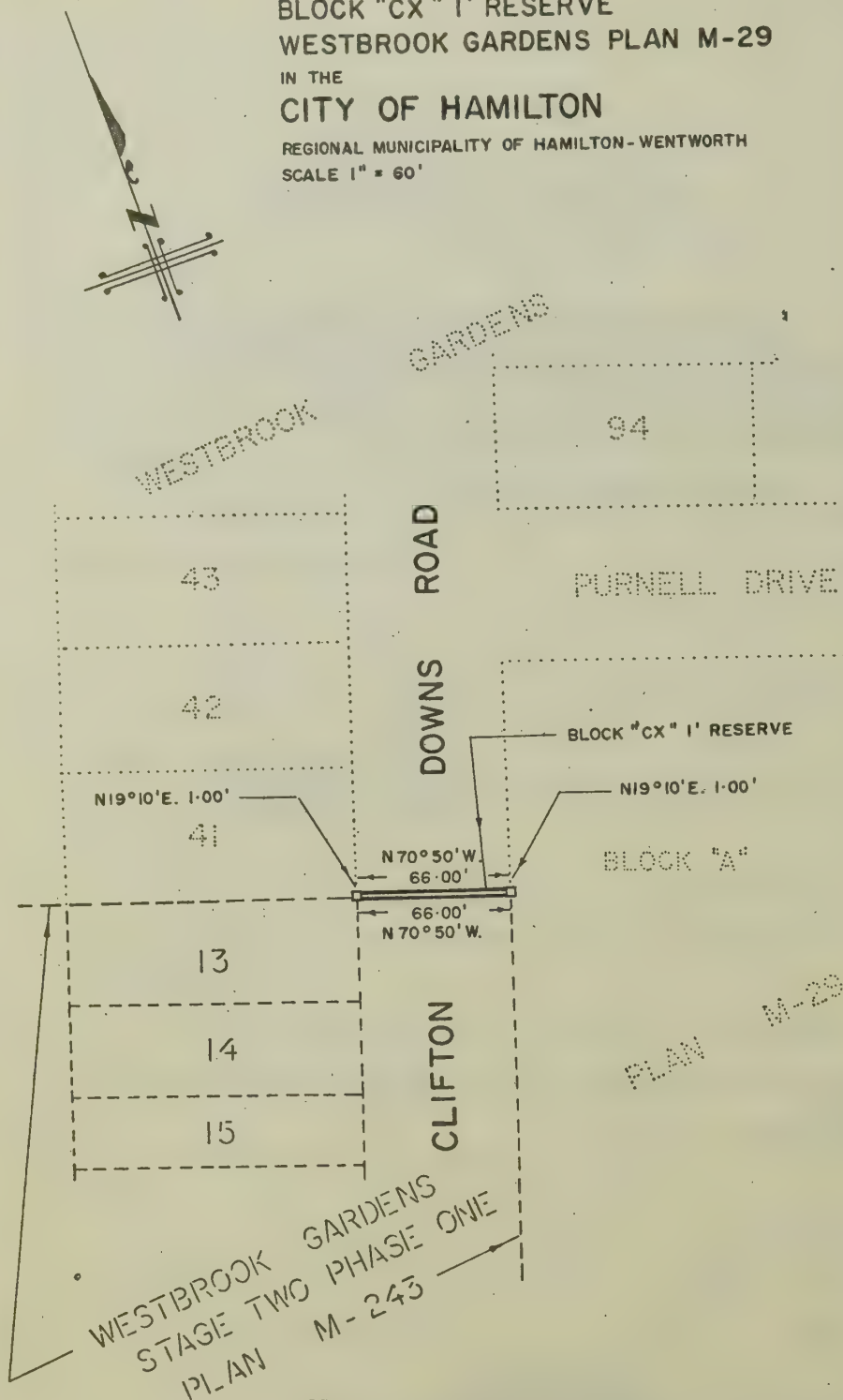


D. A. Harrington,
Ontario Land Surveyor

Department of Engineering
DAH:jb
23 Jan. 1978

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
 BLOCK "CX" 1' RESERVE
 WESTBROOK GARDENS PLAN M-29
 IN THE
 CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCALE 1" = 60'



NOTE. BEARINGS ARE ASTRONOMIC AND ARE REFERRED TO THE WEST LIMIT OF WESTBROOK GARDENS PLAN M-29 SHOWN AS N19°10'E.

CITY OF HAMILTON
 DEPARTMENT OF ENGINEERING - LAND SURVEYS

CLIFTON DOWNS ROAD. INCORPORATING BLOCK "CX" 1' RESERVE INTO STREET.

SURVEY BY	COMP.	FIELD BOOK	FILE No. 839-0001	DATE NOV. 30 1977
DRAWN BY	C. R. F.	REF. DWG'S	P-1290, P-595	CHECKED BY H. S.

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS-2306 SURVEYS

BY-LAW NO. 78 - 48

TO EXTEND COLCREST STREET
BY INCORPORATING BLOCK "A", PLAN M-103
AND BLOCK "BX", PLAN M-113

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Colcrest Street by incorporating within its limits the lands described in Schedule "A" hereto.

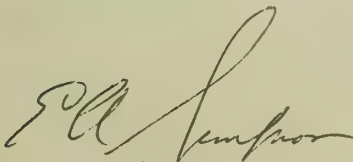
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

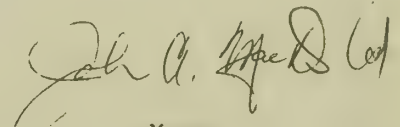
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

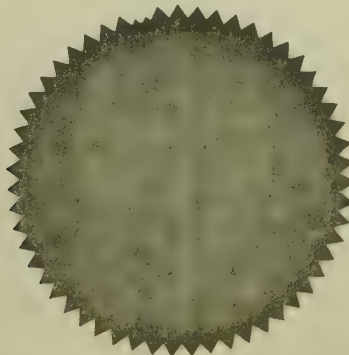
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Colcrest Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February

A.D. 1978.


City Clerk


Mayor



02/14/78

SCHEDULE "A"

DESCRIPTION FOR BY-LAW TO EXTEND COLCREST STREET
BY INCORPORATING BLOCK 'A' PLAN M-103
AND BLOCK 'BX' PLAN M-113

First:-

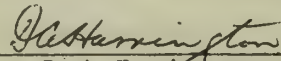
All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block 'A' according to Oakland Park filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-103.

The above described parcel shown in heavy outline on Plan N.S. 2304 Surveys hereto attached.

Secondly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block 'BX' according to Jackson Heights filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-113.

The above described parcel shown in heavy outline on Plan N.S. 2305 Surveys hereto attached.



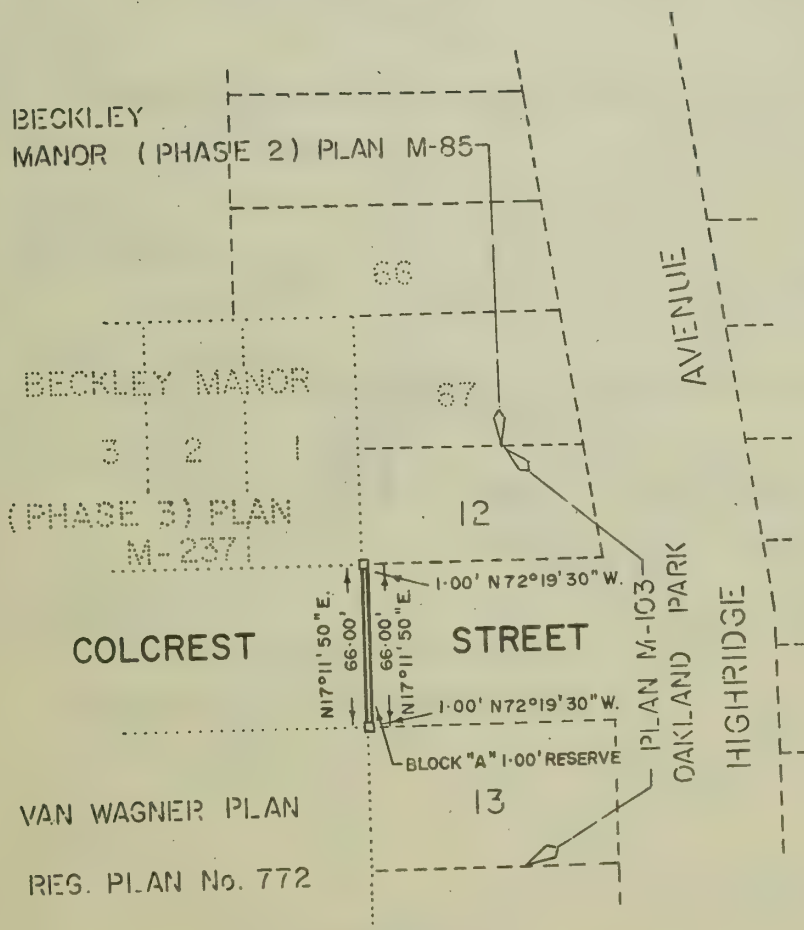
D. A. Harrington
Ontario Land Surveyor

City Engineering Department
23 January 1978
DAH:jk

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
BLOCK "A" 1-00' RESERVE
OAKLAND PARK PLAN M-103
IN THE
CITY OF HAMILTON

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE 1" = 60'



NOTE. BEARINGS ARE ASTRONOMIC AND ARE REFERRED TO THE WEST LIMIT OF OAKLAND PARK PLAN M-103 SHOWN AS N 17° 11' 50" E.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

COLCREST STREET. INCORPORATING BLOCK "A" 1-00' RESERVE INTO STREET.

SURVEY BY COMP.	FIELD BOOK	FILE No. 839 - 0001	DATE NOV. 25 1977
DRAWN BY C. R. F.	REF. DWG'S P-946, P-682		CHECKED BY H.S.

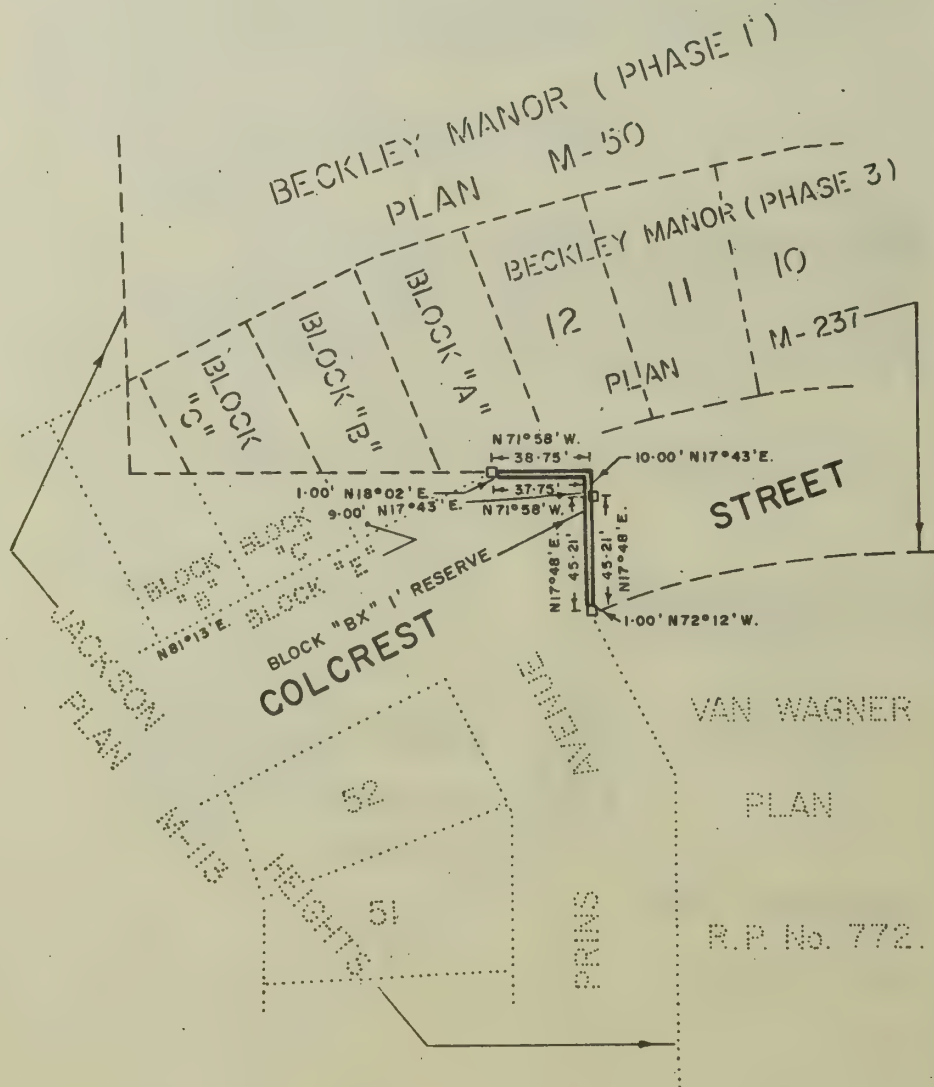
APPROVED

CITY SURVEYOR *W. H. Hamilton* O.I.S.

PLAN No. NS-2304 SURVEYS

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
BLOCK "BX" 1' RESERVE
JACKSON HEIGHTS PLAN M-113
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE 1" = 60'



NOTE. BEARINGS ARE ASTRONOMIC AND ARE REFERRED TO THE NORTH LIMIT OF COLCREST STREET, JACKSON HEIGHTS PLAN M-113 SHOWN AS N81°13'E.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

COLCREST STREET. INCORPORATING BLOCK "BX" 1' RESERVE INTO STREET.

SURVEY BY COMP.	FIELD BOOK	FILE No. 839-0001	DATE NOV. 29 1977
DRAWN BY C.R.F.	REF. DWG'S P-946, P-733		CHECKED BY H.S.

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS-2305 SURVEYS

BY-LAW NO. 78 - 49

TO WIDEN GEMINI DRIVE
BY INCORPORATING PART OF A 1' RESERVE
BLOCK "AX", PLAN M-172

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

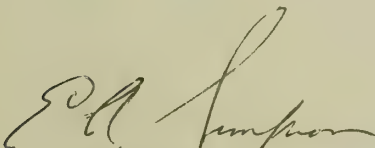
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Gemini Drive by incorporating within its limits the lands described in Schedule "A" hereto.

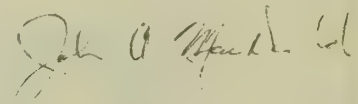
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

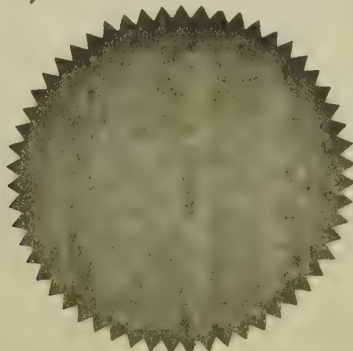
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Gemini Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

DESCRIPTION FOR BY-LAW TO WIDEN GEMINI DRIVE
BY INCORPORATING PT. 1' RESERVE
BLOCK 'AX' PLAN M-172

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Block 'AX' according to Gilkson Meadows Addition filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-172 and which said parcel may be more particularly described as follows: -

Premising that all bearings herein are astronomic and are referred to the southern limit of Gemini Drive according to Gilkson Meadows Addition on a course of North $72^{\circ}14'30''$ West.

Commencing at the north east angle of Block 'AX'.

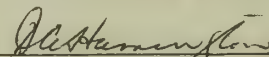
Thence South $17^{\circ}45'30''$ West along the eastern limit of Block 'AX', One point zero (1.0') feet more or less to the south east angle thereof.

Thence North $72^{\circ}14'30''$ West along the southern limit of Block 'AX', Forty-four point zero (44.0') feet more or less to the north west angle of Lot 1 according to Gilkson Meadows Annex filed in the said Land Registry Office as Plan M-242.

Thence North $18^{\circ}07'$ East, One point zero (1.0') feet more or less to the northern limit of Block 'AX'.

Thence South $72^{\circ}14'30''$ East along the northern limit of Block 'AX', being also the southern limit of Gemini Drive Forty-four point zero zero (44.00') feet more or less to the point of commencement.

The above described parcel being shown in heavy outline on Plan N.S. 2310 Surveys hereto attached.


D. A. Harrington
Ontario Land Surveyor

City Engineering Department
25 January 1978
DAH:jk

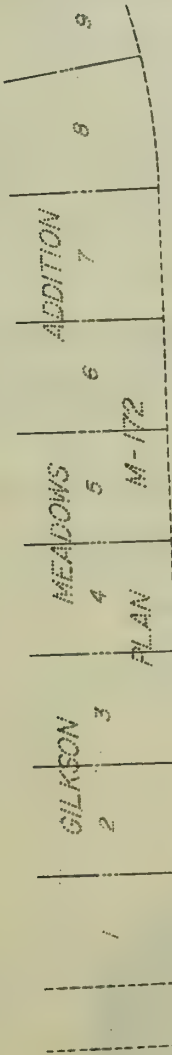
SKETCH TO ILLUSTRATE DESCRIPTION OF
PART OF BLOCK 'AX' - 1' RESERVE
GILKSON MEADOWS ADDITION
PLAN M-172

IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1"=40'

ROAD

PARADISE

UPPER



DRIVE

GEMINI

1' RESERVE — BLOCK 'AX'

CONCESSION 7

LOT 20

PHASE 1

ANNEX

MEADOWS

2

3

4

PLAN M-242



CITY OF HAMILTON

DEPARTMENT OF ENGINEERING - LAND SURVEYS

NOTE

BEARINGS SHOWN HEREON ARE ASTRONOMIC REFERRED TO THE
SOUTHERN LIMIT OF GEMINI DRIVE ON A COURSE OF N72°14'30"W
AS SHOWN ON PLAN M-172.

THE STREET.

DATE NOV. 1977.

CHECKED BY H.S.

FILE NO. 839-0001

SCALE

FIELD BOOK

REF. DWG'S P-1114 P-1163

SURVEY BY COMP.

DRAWN BY RICK

CITY SURVEYOR *William J. ...* O.L.S.

William J. ...
CITY ENGINEER

APPROVED

PLAN No. NS-2310 SURVEYS

BY-LAW NO. 78 - 50

TO WIDEN REDBURY STREET
BY INCORPORATING PART OF A 1' RESERVE
BLOCK "BY", PLAN M-112

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Redbury Street by incorporating within its limits the lands described in Schedule "A" hereto.

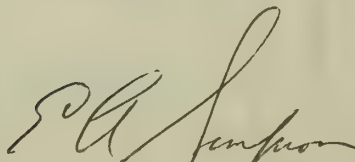
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

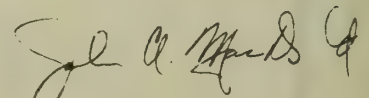
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

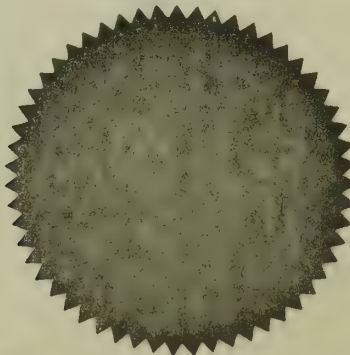
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Redbury Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

DESCRIPTION FOR BY-LAW TO WIDEN REDBURY STREET
BY INCORPORATING PT. OF 1' RESERVE
BLOCK 'BX' PLAN M-112

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Block 'BX' according to Quinndale Gardens filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-112 and which said parcel may be more particularly described as follows: -

Premising that all bearings herein are astronomic and are referred to the southern limit of Redbury Street according to the said Quinndale Gardens on a course of North $72^{\circ}27'30''$ West.

Commencing at the most southerly angle of Block 'BX', being the intersection of the western limit of Upper Ottawa Street (road allowance between Lots 4 and 5 Township of Barton) with a south western limit of Block 'BX' having a bearing of North $27^{\circ}31'50''$ West.

Thence North $27^{\circ}31'50''$ West along the last mentioned limit, Eighty point seven two (80.72') feet.

Thence North $72^{\circ}27'30''$ West along a southern limit of Block 'BX', Six hundred and seventy-nine point five nine (679.59') feet more or less to the north east angle of Block 'BX' according to Queensway Manor (Phase 1) filed in the said Land Registry Office as Plan M-114.

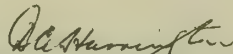
Thence North $17^{\circ}33'40''$ East, One point zero (1.0') feet.

Thence South $72^{\circ}27'20''$ East along the northern limit of Block 'BX' Quinndale Gardens, being also the southern limit of Redbury Street, Six hundred and eighty point zero (680.0') feet to an angle therein.

Thence South $27^{\circ}31'50''$ East along a north eastern limit of Block 'BX', Eighty point one three (80.13') feet.

Thence South $17^{\circ}23'20''$ West along an eastern limit of Block 'BX', being also the aforesaid western limit of Upper Ottawa Street, One point four two (1.42') feet more or less to the point of commencement.

The above described parcel being shown in heavy outline on Plan N.S. 2311 Surveys hereto attached.



D. A. Harrington
Ontario Land Surveyor

City Engineering Department
25 January 1978
DAH:jlk

FORM S.P. 7

SKETCH TO ILLUSTRATE DESCRIPTION OF

PART OF BLOCK "BX" 1' RESERVE QUINNDALE GARDENS PLAN M-112

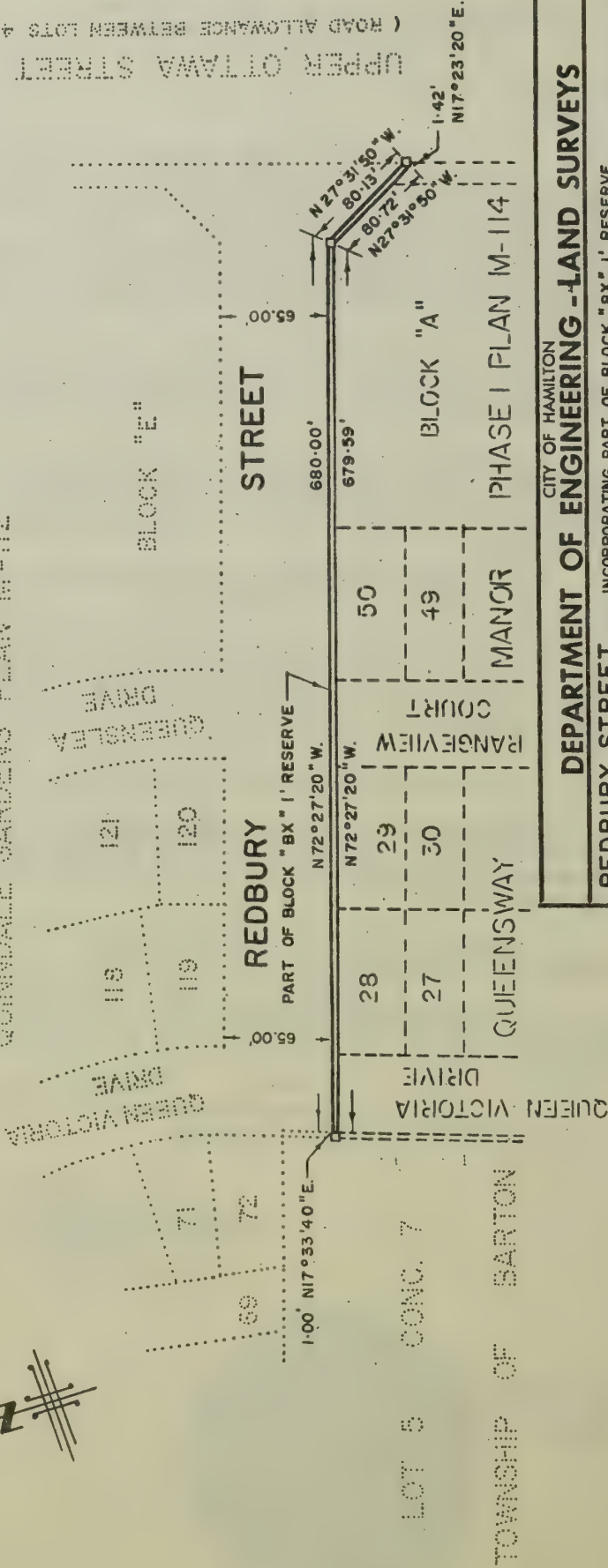
IN THE

CITY OF HAMILTON

REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH

SCALE 1" = 100'

QUINNDALE GARDENS PLAN M-112



UPPER OTTAWA STREET
(ROAD ALLOWANCE BETWEEN LOTS 4 & 5)

CITY OF HAMILTON

DEPARTMENT OF ENGINEERING - LAND SURVEYS

REDBURY STREET. INCORPORATING PART OF BLOCK "BX" 1' RESERVE

SURVEY BY	COMP.	FIELD BOOK	FILE No.	DATE
DRAWN BY	C.R.F.	REF. DWG'S	839 - 0001	DEC. 6 1977
		P - 783, P - 787	CHECKED BY	H.S.

NOTE.

BEARINGS HEREON ARE ASTRONOMIC AND ARE REFERRED TO THE SOUTH LIMIT OF REDBURY STREET SHOWN ON PLAN M-112 AS N72°27'20"W.

APPROVED *[Signature]*
CITY ENGINEER

CITY SURVEYOR *[Signature]* O.L.S.

PLAN No. NS-2311 SURVEYS

BY-LAW NO. 78 - 51

TO WIDEN REXFORD DRIVE
BY INCORPORATING PART OF BLOCK "BX"
PLAN M-177

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Rexford Drive by incorporating within its limits the lands described in Schedule "A" hereto.

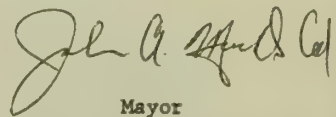
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Rexford Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

DESCRIPTION FOR BY-LAW TO WIDEN REXFORD DRIVE
BY INCORPORATING PT. OF BLOCK 'BX' PLAN M-177

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Block 'BX' according to Randall Estates Addition filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-177 and which said parcel may be more particularly described as follows: -

Premising all bearings herein are astronomic and are referred to the eastern limit of Rexford Drive according to the said Randall Estates Addition on a course of North $17^{\circ}34'$ East.

Commencing at the north-west angle of Block 'H' according to Randall Estates (Phase 1) filed in the said Land Registry Office as Plan M-200.

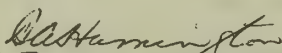
Thence South $17^{\circ}34'$ West along the eastern limit of Block 'BX', being also the western limit of Block 'H' aforesaid, One hundred and seventy-nine point zero (179.0') feet.

Thence North $72^{\circ}40'$ West One point zero (1.0') feet more or less to the western limit of Block 'BX'.

Thence North $17^{\circ}34'$ East along the western limit of Block 'BX', being also the eastern limit of Rexford Drive, One hundred and seventy-nine point zero (179.0') feet.

Thence South $72^{\circ}40'$ East One point zero (1.0') feet more or less to the point of commencement.

The above described parcel being shown in heavy outline and designated as Part 1 on Plan N.S. 2275 Surveys hereto attached.

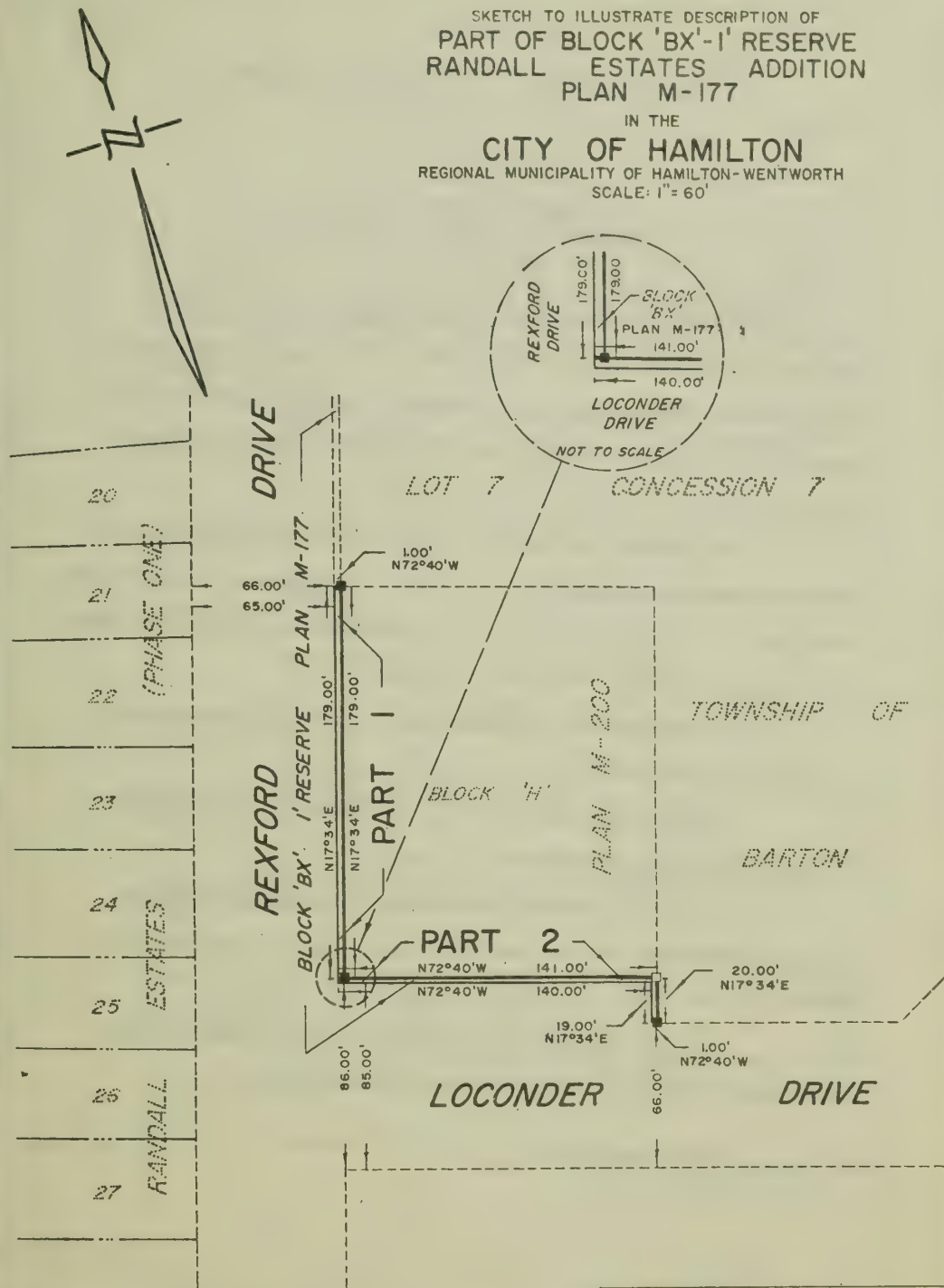


D. A. Harrington
Ontario Land Surveyor

City Engineering Department
24 January 1978
DAH:jk

SKETCH TO ILLUSTRATE DESCRIPTION OF
PART OF BLOCK 'BX'-1' RESERVE
RANDALL ESTATES ADDITION
PLAN M-177

IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1" = 60'



PART	INCORPORATION
1	INCORPORATING PART OF BLOCK 'BX' 'I' RESERVE INTO REXFORD DRIVE.
2	INCORPORATING PART OF BLOCK 'BX' 'I' RESERVE INTO LOCONDER DRIVE.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

REXFORD DRIVE - INCORPORATING BLOCK 'BX'-1 RESERVE INTO THE STREET.
LOCONDER DRIVE

SURVEY BY COMP.
DRAWN BY RICK

FIELD BOOK

FILE No. 839-0001

DATE DECEMBER 1977.

REF. DWG'S P-1207 P-927

CHECKED BY H.S.

APPROVED

CITY SURVEYOR

COLS.

PLAN No. NS-2275 SURVEYS

BY-LAW NO. 78 - 52

TO WIDEN LOCONDER DRIVE
BY INCORPORATING PART OF BLOCK "BX"
PLAN M-177

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

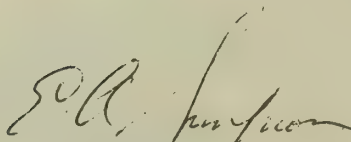
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Loconder Drive by incorporating within its limits the lands described in Schedule "A" hereto.

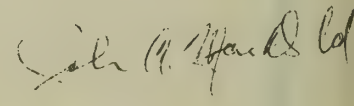
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

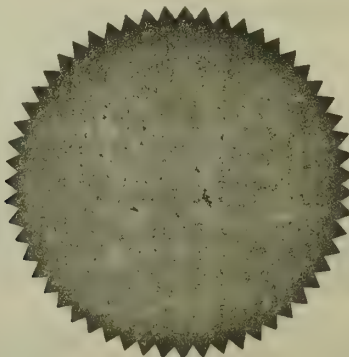
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Loconder Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"DESCRIPTION FOR BY-LAW TO WIDEN LOCONDER DRIVE
BY INCORPORATING PT. OF BLOCK 'BX' PLAN M-177

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Block 'BX' according to Randall Estates Addition filed in the Land Titles Division of the Land Registry Office for the Registry Division of, Wentworth as Plan M-177 and which said parcel may be more particularly described as follows: -

Premising all bearings herein are astronomic and are referred to the eastern limit of Rexford Drive according to the said Randall Estates Addition on a course of North $17^{\circ}34'$ East.

Commencing at the south east angle of Block 'H' according to Randall Estates (Phase 1) filed in the said Land Registry Office as Plan M-200.

Thence South $17^{\circ}34'$ West along an eastern limit of Block 'BX', Twenty point zero (20.0') feet to an angle therein.

Thence North $72^{\circ}40'$ West One point zero (1.0') feet.

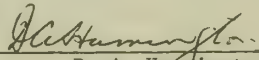
Thence North $17^{\circ}34'$ East along a western limit of Block 'BX', Nineteen point zero (19.0') feet to an angle therein.

Thence North $72^{\circ}40'$ West along a southern limit of Block 'BX', One hundred and forty point zero (140.0') feet to an angle therein.

Thence North $17^{\circ}34'$ East along a western limit of Block 'BX', being also the eastern limit of Rexford Drive, One point zero (1.0') feet.

Thence South $72^{\circ}40'$ East to and along a northern limit of Block 'BX', being also the southern limit of the aforesaid Block 'H' Plan M-200, One hundred and forty one point zero (141.0') feet more or less to the point of commencement.

The above described parcel being shown in heavy outline and designated as Part 2 on Plan N.S. 2275 Surveys hereto attached.

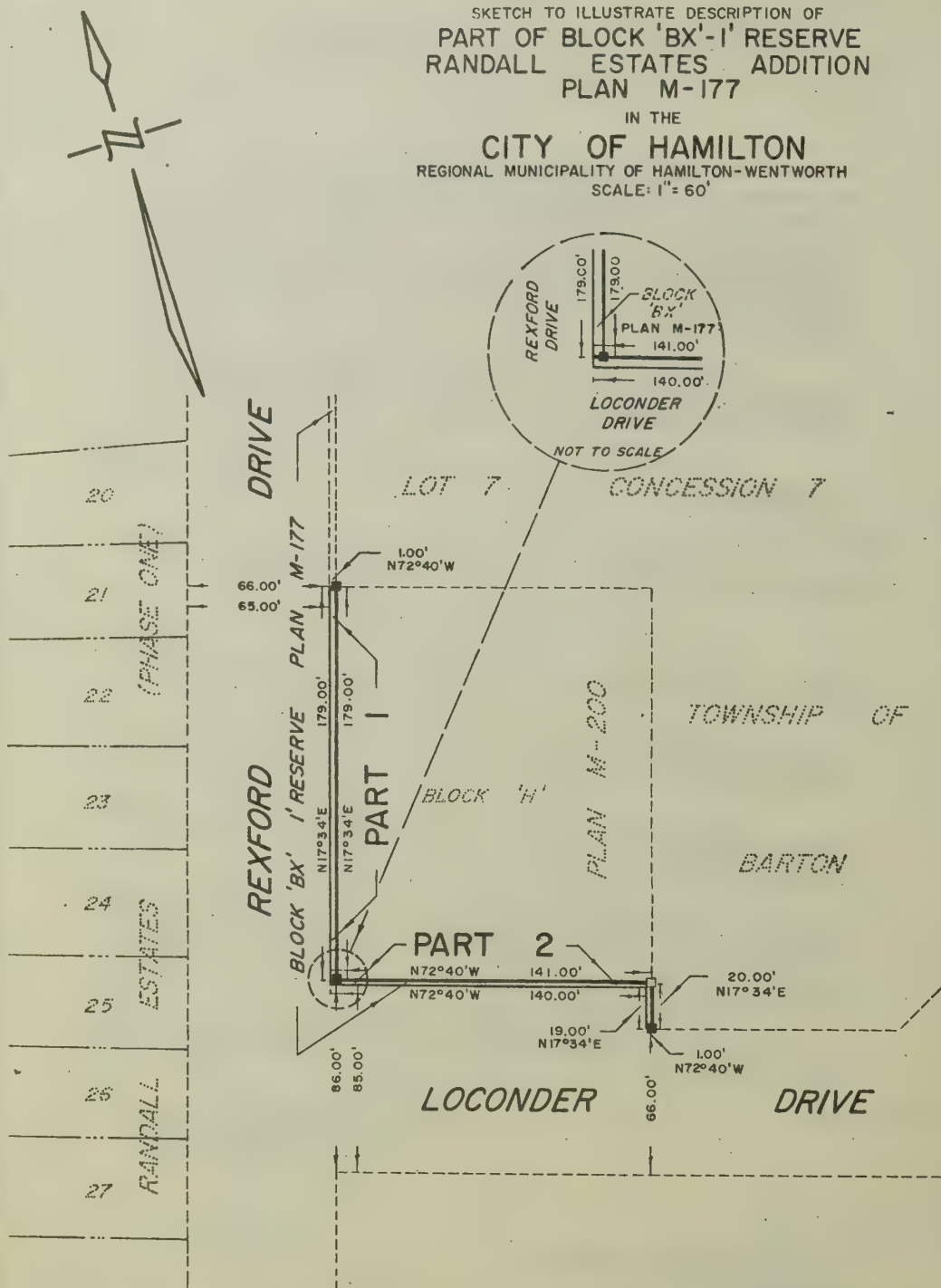

D. A. Harrington
Ontario Land Surveyor

City Engineering Department
24 January 1978
DAH:jk

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
PART OF BLOCK 'BX'-1' RESERVE
RANDALL ESTATES ADDITION
PLAN M-177

IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1" = 60'



BEARINGS HEREON ARE ASTRONOMIC REFERRED
TO THE PLAN M-177.

PART	INCORPORATION
1	INCORPORATING PART OF BLOCK 'BX' 1' RESERVE INTO REXFORD DRIVE.
2	INCORPORATING PART OF BLOCK 'BX' 1' RESERVE INTO LOCONDER DRIVE.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

REXFORD DRIVE
LOCONDER DRIVE - INCORPORATING BLOCK 'BX'-1 RESERVE INTO THE STREET.

SURVEY BY COMP.	FIELD BOOK	FILE No. 839-0001	DATE DECEMBER 1977.
DRAWN BY RICK	REF. DWG'S P-1207 P-927		CHECKED BY H.S.

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS-2275 SURVEYS

BY-LAW NO. 78 - 53

TO EXTEND BONAVENTURE DRIVE
BY INCORPORATING A 1' RESERVE
BLOCK "B", PLAN M-78

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

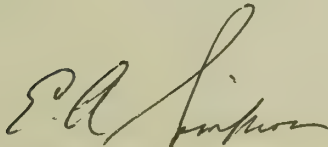
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Bonaventure Drive by incorporating within its limits the lands described in Schedule "A" hereto.

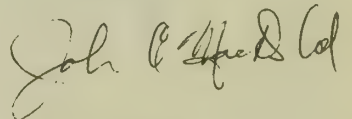
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

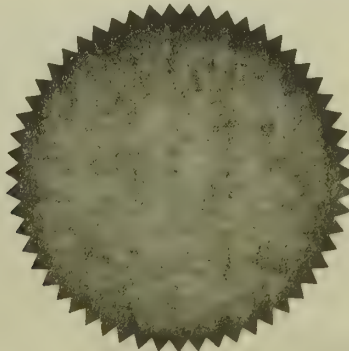
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Bonaventure Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February A.D. 1978.


City Clerk


Mayor

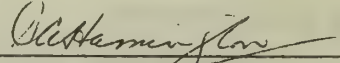


SCHEDULE "A"

Description for By-law to extend
Bonaventure Drive by incorporating 1' reserve
Block 'B' Plan M-78

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block 'B' according to Bonaventure Gardens (Phase 1) filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-78.

The above described parcel shown in heavy outline on Plan N.S. 2309 Surveys hereto attached.

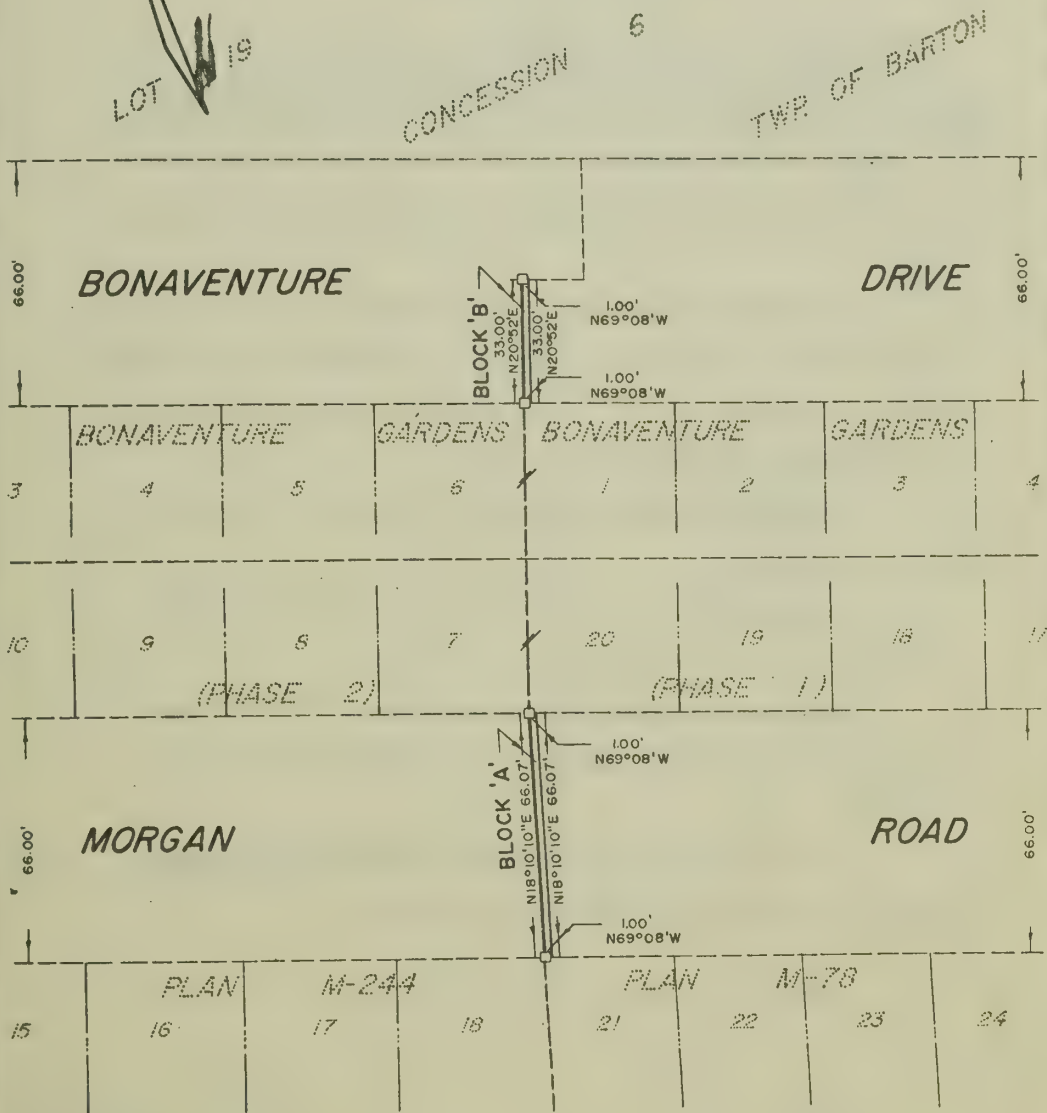


D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
23 January 1978
DAH:jb

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
 BLOCK 'A' & BLOCK 'B' - I' RESERVES
 BONAVENTURE GARDENS (PHASE 1)
 PLAN M - 78
 IN THE
 CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCALE: 1"=40'



NOTE

BEARINGS HEREON ARE ASTRONOMIC REFERRED TO THE
 SOUTHERN LIMIT OF BONAVENTURE DRIVE AS SHOWN ON
 PLAN M-78 ON A COURSE OF N69°08'W.

CITY OF HAMILTON
 DEPARTMENT OF ENGINEERING - LAND SURVEYS

BONAVENTURE DRIVE - INCORPORATING BLOCKS 'A' & 'B' I' RESERVES INTO THE STREET.
 MORGAN ROAD

SURVEY BY COMP.	FIELD BOOK	FILE No. 839-0001	DATE NOV. 1977.
DRAWN BY RICK	REF. DWG'S P-535, P-870	CHECKED BY H.S.	

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS-2309 SURVEYS

BY-LAW NO. 78 - 54

TO EXTEND MORGAN ROAD
BY INCORPORATING A 1' RESERVE
BLOCK "A", PLAN M-78

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Morgan Road by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

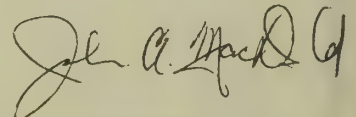
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

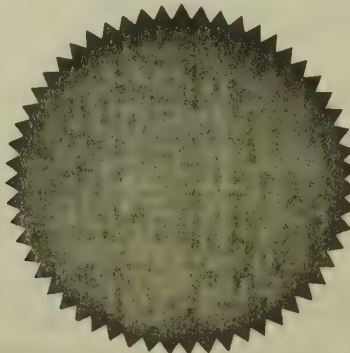
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Morgan Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February

A.D. 1978.


City Clerk


Mayor

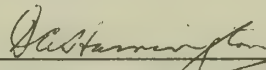


SCHEDULE "A"

Description for By-law to extend
Morgan Road by incorporating 1' reserve
Block 'A' Plan M-78

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block 'A' according to Bonaventure Gardens (Phase 1) filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-78.

The above described parcel shown in heavy outline on Plan N.S. 2309 Surveys hereto attached.

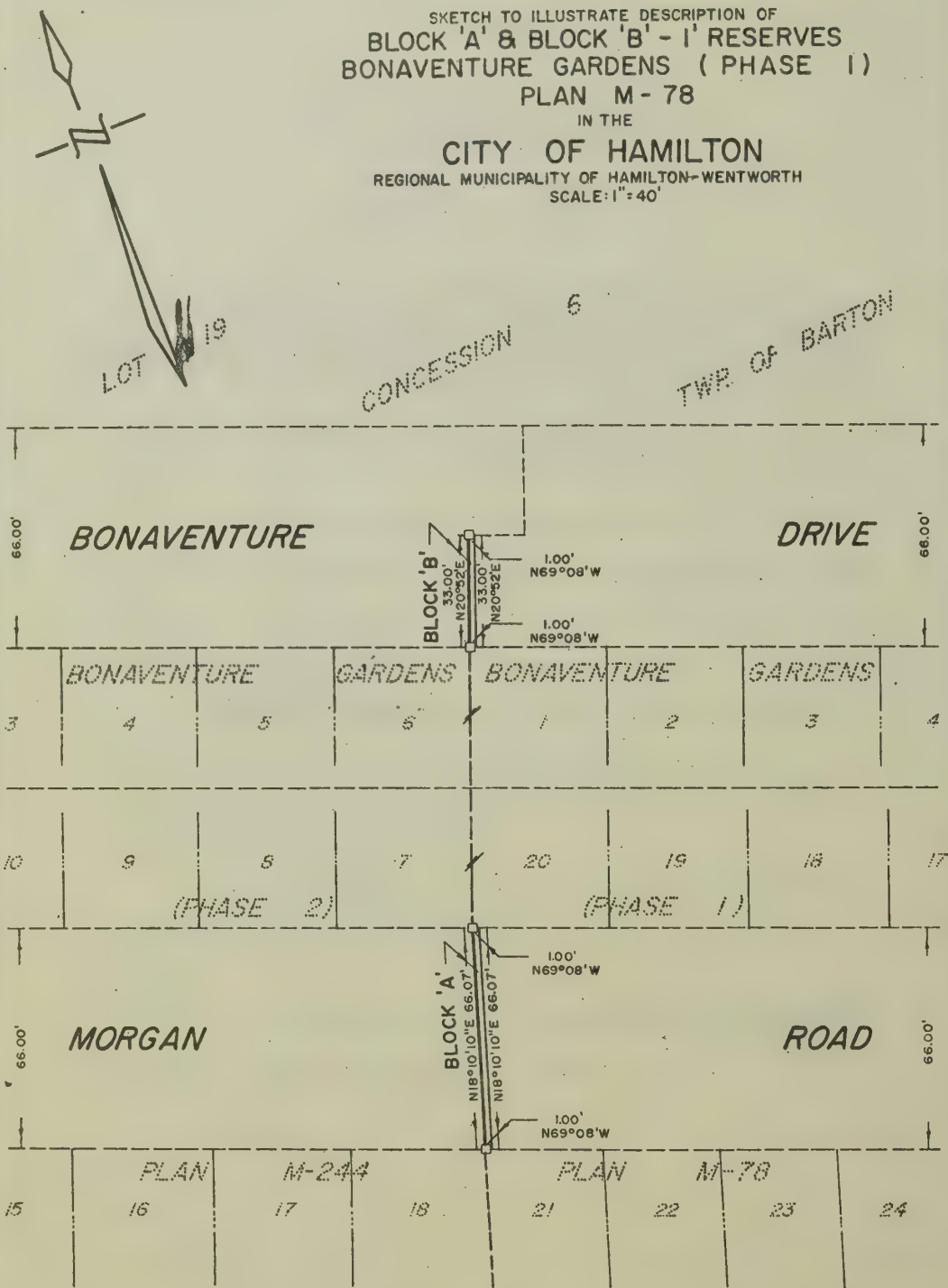


D. A. Harrington
Ontario Land Surveyor

Department of Engineering
23 January 1978
DAH:jb

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
BLOCK 'A' & BLOCK 'B' - I' RESERVES
BONAVENTURE GARDENS (PHASE I)
PLAN M - 78
 IN THE
CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCALE: 1" = 40'



NOTE

BEARINGS HEREON ARE ASTRONOMIC REFERRED TO THE
 SOUTHERN LIMIT OF BONAVENTURE DRIVE AS SHOWN ON
 PLAN M-78 ON A COURSE OF N69°08'W.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

BONAVENTURE DRIVE - INCORPORATING BLOCKS 'A' & 'B' I' RESERVES INTO THE STREET.

SURVEY BY COMP.
 DRAWN BY RICK

FIELD BOOK

REF. DWG'S P-535, P-870

FILE No. 839-0001

DATE NOV. 1977.

CHECKED BY H.S.

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS-2309 SURVEYS

BY-LAW NO. 78 - 55

TO EXTEND DARLINGTON DRIVE,
BY INCORPORATING A 1' RESERVE,
BLOCK "BX", PLAN M-29

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Darlington Drive by incorporating within its limits the lands described in Schedule "A" hereto.

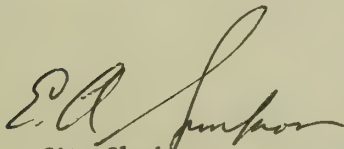
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

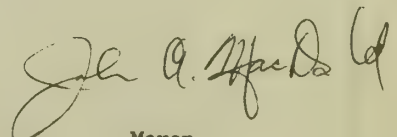
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

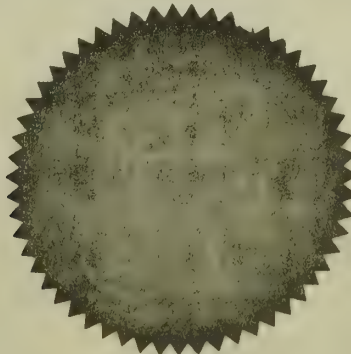
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Darlington Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February

A.D. 1978.


City Clerk


Mayor

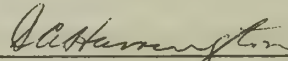


SCHEDULE "A"

Description for By-law to extend
Darlington Drive by incorporating 1' reserve
Block 'BX' Plan M-29

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block 'BX' according to Westbrook Gardens filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-29.

The above described parcel being shown in heavy outline on Plan N.S. 2307 Surveys hereto attached.



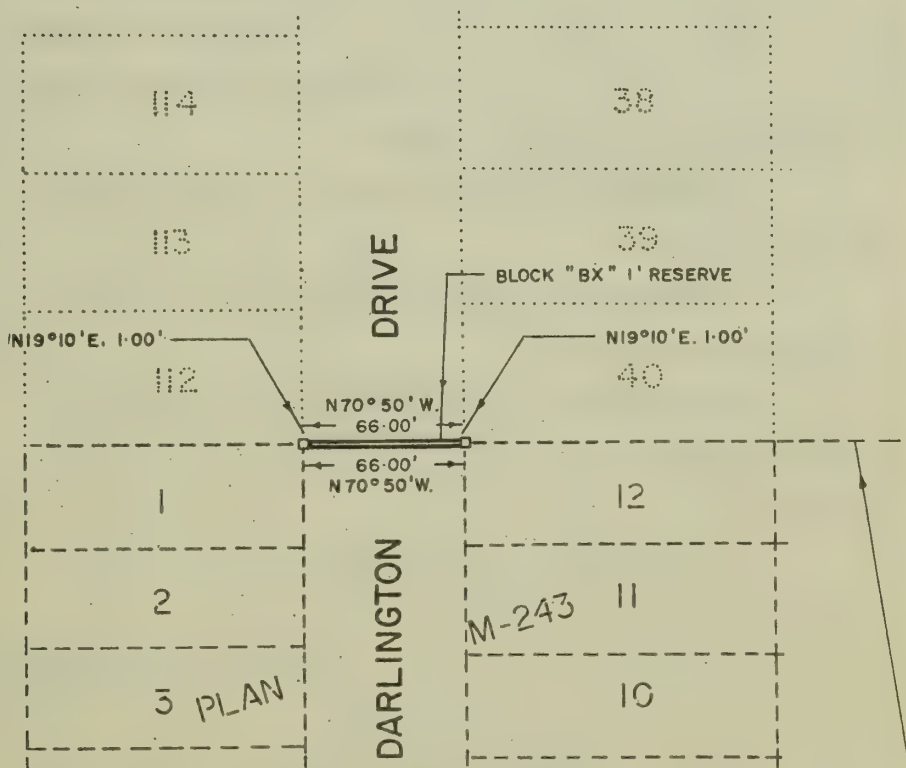
D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
DAH:jb
23 Jan. 1978

SKETCH TO ILLUSTRATE DESCRIPTION OF
BLOCK "BX" 1' RESERVE
WESTBROOK GARDENS PLAN M-29
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH
SCALE 1" = 60'



WESTBROOK GARDENS PLAN M-23



WESTBROOK GARDENS STAGE TWO PHASE ONE

NOTE. BEARINGS ARE ASTRONOMIC AND ARE REFERRED TO THE WEST LIMIT OF WESTBROOK GARDENS
PLAN M-29 SHOWN AS N19°10'E.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

DARLINGTON DRIVE. INCORPORATING BLOCK "BX" 1' RESERVE INTO STREET

SURVEY BY	COMP.	FIELD BOOK	FILE No. 839-0001	DATE NOV. 30 1977
DRAWN BY	C. R. F.	REF. DWG'S P-1290, P-595	CHECKED BY H. S.	

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS- 2307 SURVEYS

BY-LAW NO. 78 - 56

TO WIDEN LOCONDER DRIVE, NORTH SIDE,
WEST OF UPPER GAGE AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Loconder Drive by incorporating within its limits the lands described in Schedule "A" hereto.

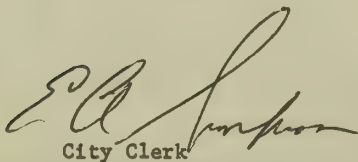
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

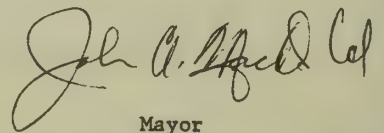
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Loconder Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of February

A.D. 1978.


City Clerk

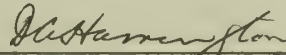

Mayor



SCHEDULE "A"

Description for By-law to widen
Loconder Drive, north side
west of Upper Gage Avenue

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 8 according to Stone Church Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1059 and which said parcel may be more particularly described as all of Part 2 according to a Reference Plan received and deposited in the said Land Registry Office on July 27th, 1977, as Plan 62R-3685.



D. A. Harrington
Ontario Land Surveyor.

Department of Engineering
23 January 1978
DAH:jb

PLAN 62R- 3685

July 27, 1977

6. Wible
AND REG. STARR FOR THE KEY: 4.
DIVISION OF WENTWORTH

1. REQUIRE THIS PLAN TO BE DEPOSITED

UNDER PART II

UNDER PART II
OF THE REGISTRY ACT

DATE July 12th 1977

DA HARRINGTON JLS
TY SURVEYOR

ACTION
THIS PLAN IS NOT A PLAY OF SUBJUGATION
A THIN THE MEANING OF ACTION IS
I AS IF 'HE PLANNING ACT'

LIMERIDGE ROAD

AVENUE

GAGE

UPPER

ROAD ALLOWANCE BETWEEN LOTS 6 AND 7,

PART

PART 2

W. & M. KORSAK
INST. No. 8344 H.L.

BLOCK 'BX'
PLAN M-177 -
10' RESERVE

LOCONDER

DRIVE

J-57

SCHEDULE

PART	OWNER
1	W B M KORSAN
2	

INST. No. LOT & Q.P.
8344 H.L. 1 Q.P. No 1059

AREA.
289 sq ft
2896 sq ft

PURCHASED - PARTS 182 REGISTERED AS INST. No. 66863 C.D. SEPT. 26th 1977.

SURVEYOR'S CERTIFICATE.

I HEREBY CERTIFY THAT:

THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT AND THE REGISTRY ACT AND THE REGULATIONS MADE THEREUNDER

2 THE SURVEY WAS COMPLETED ON THE 6th DAY OF JUNE 1977

LEGEND

-Q S.I.B. DENOTES STANDARD IRON BAR 1" sq. x 4' long.

- 8 - I.B. IRON BAR 5/8" sq x 2' long

ROUND IRON BAR 3/4" dia x 2' long

PL. = PLANTED FC = FOUND WIT = WITNESS.

BEARINGS ARE ASTRONOMIC AND ARE REFERRED TO THE EAST LIMIT OF LOT 8 OF 4 COURSE
OF N17°34'00"E. REGISTERED PLAN No 1059

DEPARTMENT OF ENGINEERING - LAND SURVEYS

LOCONDER DRIVE LANDS REQUIRED FOR STREET WIDENING

FILED BY M.L. FILED BY BL 20 P 81 6 821-0021 849.0001 JUNE 30 19

WALLACE - CRF 1-15 S 265, H. 288, P. 927

MR. P.	PA. 11.12.19
--------	--------------

APPROVED *[Signature]*

BY-LAW NO. 78-57

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14TH DAY OF FEBRUARY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by, by-law;

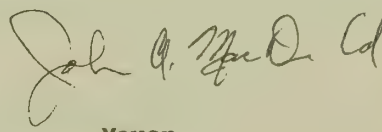
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

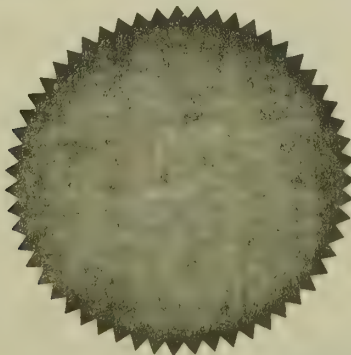
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 14th day of February A. D., 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 58

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 12 OAK AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-12 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land,

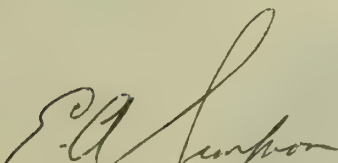
the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

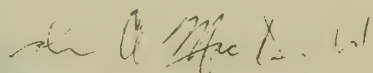
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

READ A FIRST AND SECOND TIME on the 13th day of
December 1977.

READ A THIRD TIME AND FINALLY PASSED on the 28th day of
February 1978.

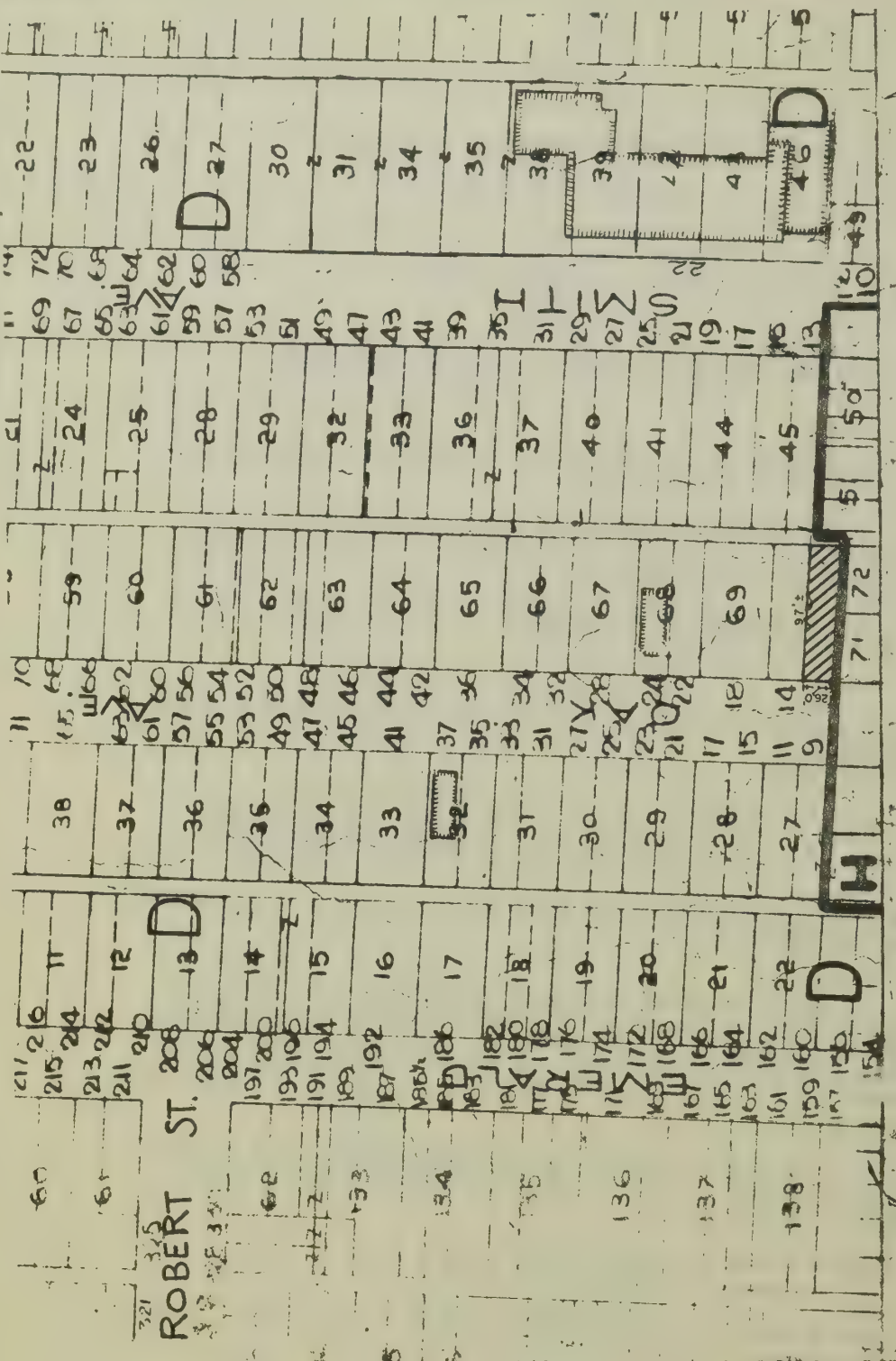

City Clerk


Mayor

(1977) 27 R.P.D.C. 3, October 25
Sandra Ferri, Owner



Schedule 'A' to By-law No 78-58



LEGEND

Lands on Part of Sheet No. E-12 of The Zoning District Maps to be re-zoned from "D"
(Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H"
(Community Shopping and Commercial, etc.) District.

Scale: 1"=100'

Bill No. 306

This is Schedule "A" to By-law No.78-58 passed the 28 day of February, 1978

Ed. Lush
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. MacD
Mayor

BY-LAW NO. 78 - 59

TO CLOSE, STOP-UP, SELL AND RETAIN
A PORTION OF MANCHESTER STREET
FROM SHEFFIELD STREET TO PLYMOUTH STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and sell a portion of the highway described herein.

AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

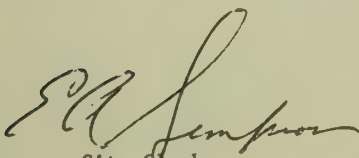
AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

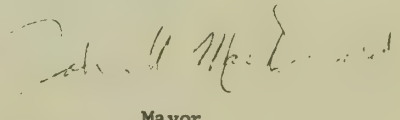
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

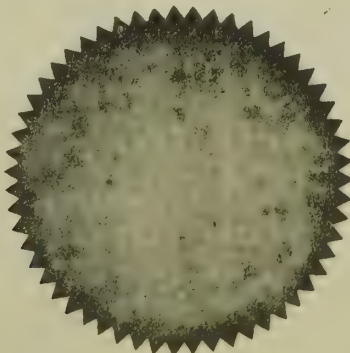
1. That a portion of Manchester Street from Sheffield Street to Plymouth Street and as described in Schedule "A" is hereby stopped-up.
2. This By-law shall come into force on the day on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 28th day of February

A.D. 1978


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, Province of Ontario and being composed of part of Manchester Street according to Brightside Survey registered in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan No. 453 and which said parcel may be more particularly described as follows:-

Commencing at the north east angle of Lot 195 Brightside Survey, being the intersection of the western limit of Manchester Street with the southern limit of Sheffield Street.

Thence southerly along the said western limit of Manchester Street, Four hundred and ninety two point eight three feet (492.83') more or less to the north western limit of Plymouth Street.

Thence north easterly Seventy two point four two feet (72.42') more or less to the western limit of that portion of Manchester Street closed by City of Hamilton By-Law No. 10831 dated the 14th September, 1965 and registered as Inst. No. 328365 H.L.

Thence northerly along the aforesaid western limit of Manchester Street as closed, Four hundred and forty one point eight five feet (441.85') to the north western angle thereof, said angle being distant Fifty one point zero feet (51.0') measured easterly along a line joining the point of commencement of the herein described parcel and the north west angle of Lot 239 Brightside Survey.

Thence westerly Fifty one point zero feet (51.0') along the last mentioned line to the point of commencement.

The above described parcel being shown in heavy outline on Plan S.S. 973 Surveys and being designated thereon as Part 2.

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 60

To Adopt:

Official Plan Amendment No. 338

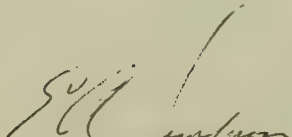
Respecting:

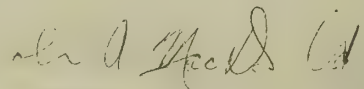
AN AREA OF LAND NORTH OF THE C.N.R. RAILWAY TRACKS,
SOUTH OF BEACH ROAD AND TO THE WEST OF KENILWORTH AVENUE
IN THE McANULTY NEIGHBOURHOOD

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 338 to the Official Plan of the City of Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in Section 1, above, as may be requisite be obtained and for the doing of all things for the purpose thereof.

PASSED this 28th day of February 1978.


City Clerk


Mayor

(1978) 3 R.P.D.C. 6, February 14



AMENDMENT 338 TO THE
OFFICIAL PLAN FOR THE
HAMILTON PLANNING AREA

The following text and Schedule 'A' constitute amendment 338. The Appendices are not part of the amendment.

PURPOSE:

To change the land use designations from Industrial to Residential and Commercial in accordance with Schedule 'A', and to introduce policies for providing a buffer between industrial and residential uses where these Official Plan designations abut one another.

LOCATION:

The change in designation applies to an area to the north of the C.N. tracks, to the east of Hampton Avenue, to the south of Beach Road, and to the west of Kenilworth Avenue. The buffer policies apply to an area which lies to the west of the area which is the subject of the change in designation.

BASIS:

The change of land use designations and the proposed policies are based on the staff reports in the Appendix.

ACTUAL CHANGES:

1. The land use designation of the area shown on Schedule 'A' is hereby changed from Industrial to Residential and Commercial.

Specific industrially related policies in Official Plan Amendment 260 applying to the area shown for change to Residential and Commercial designation are hereby deleted.

2. The following policy is hereby added to the Official Plan for the Hamilton Planning Area.

"A buffer shall be provided between Residential and Industrial uses between the Canadian National Railway tracks and Beach Road in the area of Hampton Avenue. The buffer shall consist of a minimum distance of 200 feet between industrial buildings and processes and land used predominantly for residential purposes, and will include a minimum 50 feet wide bermed and landscaped strip of adequate height and nature to protect the residential areas from the industrial areas. Car parking associated with industry will, however, be a permitted land use within the 200 feet buffer."

Specific industrially related policies in Official Plan Amendment 260 applying to the area to the north of the C.N. tracks, to the east of Ottawa Street North, to the south of Beach Road, and to the west of the area which is the subject of designation change in this amendment are hereby deleted. However, the designation of this area remains the same.

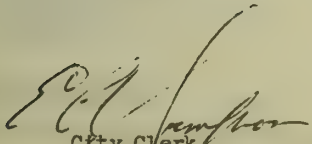
IMPLEMENTATION

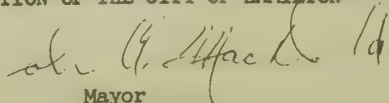
Restricted area by-laws and site plan control will be used to implement this Official Plan Amendment.

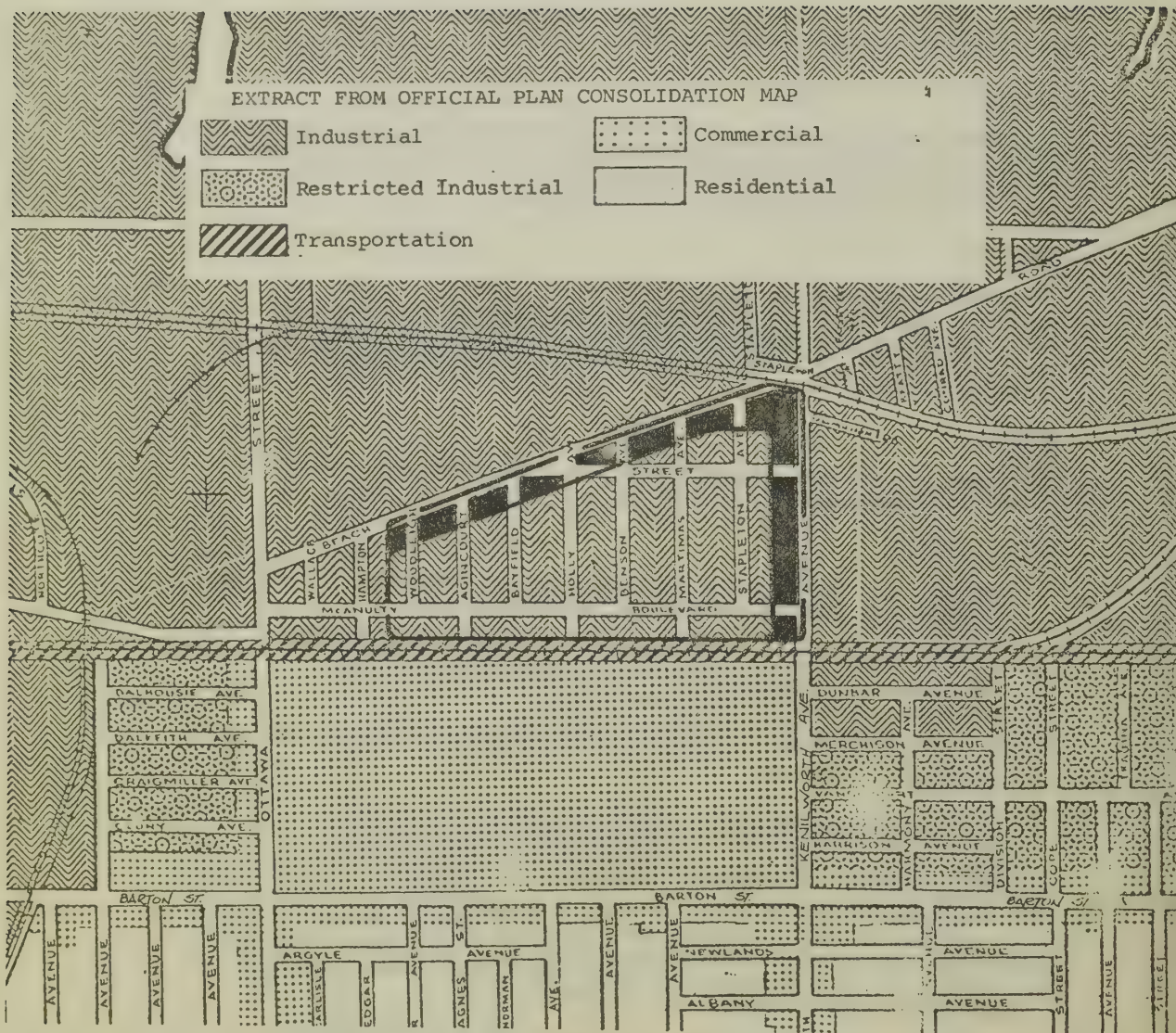
Bill No. 59

This is Schedule "A" to By-law No. 78-60 passed the 28th day of February, 1978

THE CORPORATION OF THE CITY OF HAMILTON


City Clerk


Mayor



MCANULTY NEIGHBOURHOOD OFFICIAL PLAN CHANGES

 Change of Official Plan Designation
From 'Industrial' to 'Residential'

 Change of Official Plan Designation
From 'Industrial' to 'Commercial'



Scale 1" = 800'
Feb. 6, 1978

Schedule A
to Amendment 338 to the Official Plan of the Hamilton Planning Area

The Corporation of the City of Hamilton

BY-LAW NO. 78 -61

To Amend:

The Building Code By-law No. 76-119

Respecting:

INFORMATION ON APPLICATION FOR A DEMOLITION PERMIT

WHEREAS The Building Code By-law No. 76-119 was enacted in accordance with The Building Code Act, 1974 Statutes of Ontario;

AND WHEREAS it is desirable that all such information as is necessary shall be provided on an application for a demolition permit.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 76-119, passed on the 27th day of April, 1976, is amended by adding thereto the following section:

(4) Every applicant for a permit for the demolition of a building shall, as part of the application, submit the following information in Form 3, complete as to content including,

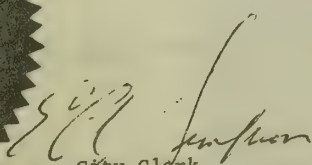
1. Approval by a responsible officer of the Municipal Department or Utility, of the arrangements made by the applicant to disconnect or plug the services for which his Department or Utility is responsible;
2. The signature and title of the responsible officer; and
3. The date on which the approval was given and signature affixed to Form 3;
4. The signature of the applicant and the date on which the signature was affixed.

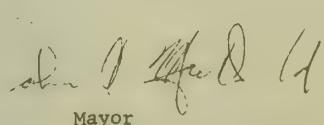
2. Form 3 is hereby annexed as Schedule "A" to this By-law.

PASSED this 28th day of February

A.D. 1978.




City Clerk


Mayor

FORM 3

(Section 2, Subsection 4)

To BY-LAW NO. 76 -119

The Corporation of the City of Hamilton

Building Department

Demolition Information

CONTRACTOR'S NAME _____

REPRESENTATIVE _____

BUSINESS ADDRESS _____

BUSINESS PHONE _____

Date of Proposed Demolition

_____ Date

_____ Month

_____ Year

Location of Building
to be Demolished

_____ Number

_____ Street

_____ Lot Number

DEPARTMENT	APPROVAL	SIGNATURE	TITLE	DATE
Water Works Department, 6th Floor, City Hall, Hamilton, Ontario 526-4443	Permit No.			
Union Gas 360 Strathearne Avenue Records Department Hamilton, Ontario 526-2541	Gas			
Bell Canada 66 Bay Street South Cable Maintenance, 3rd Floor Hamilton, Ontario 4104	Telephone			
Hamilton Hydro-Electric System 55 John Street North, 3rd Floor Hamilton, Ontario 528-6321 Ext. 222	Hydro			

DATE: _____

Signature of Applicant

DATE: _____

Received By

BY-LAW NO. 78 - 62

TO WIDEN LIMERIDGE ROAD, NORTH SIDE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Limeridge Road by incorporating within its limits the lands described in Schedule "A" hereto.

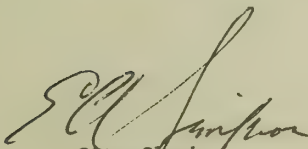
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

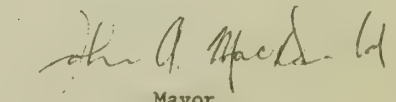
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Limeridge Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of February

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

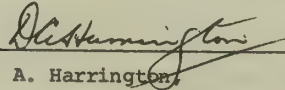
Description for By-law to widen Limeridge Road
north side

First:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 5, Concession 6, Township of Barton and which said parcel may be more particularly described as all of Part 2 according to a Plan of Record filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth, as Plan 62R-2310.

Secondly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 8, Concession 6, Township of Barton and which said parcel may be more particularly described as all of Part 1 according to a Plan of Record filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan 62R-3502.



D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
8 February 1978
DAH:jb

BY-LAW NO. 78 -63
TO WIDEN LIMERIDGE ROAD, NORTH & SOUTH SIDES

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Limeridge Road by incorporating within its limits the lands described in Schedule "A" hereto.

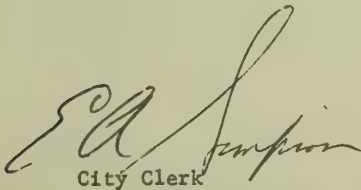
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

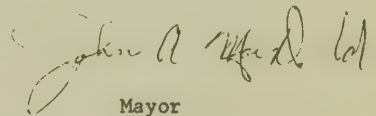
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

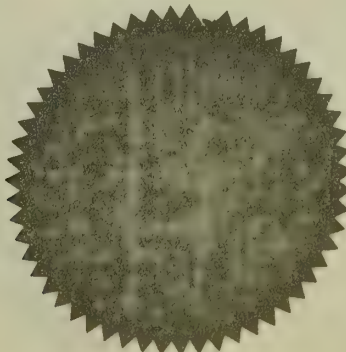
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Limeridge Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of February

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

Description for By-law to widen
Limeridge Road - north & south sides; various locations

First:-

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 21a according to a Registrar's Compiled Plan registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1441 and which said parcels may be more particularly described as all of Parts 1, 2, 3, 5, 6, 7, 8, 9 & 10 according to a Reference Plan received and deposited in the said Land Registry Office on April 21st 1971 as Plan 62R-331.

Secondly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 16, Concession 7, Township of Barton and which said parcel may be more particularly described as all of Part 5 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on September 12th, 1974, as Plan 62R-1946.

Thirdly:-

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 8, Concession 7, Township of Barton and which said parcel may be more particularly described as all of Parts 1 & 2 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on June 19th, 1975, as Plan 62R-2411.

Fourthly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 4, Concession 7, Township of Barton and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on April 27th, 1977, as Plan 62R-3528.

Fifthly:-

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario and being composed of part of Lot 16, Concession 7, Township of Barton and which said parcels may be more particularly described as all of Parts 11, 12, 13 & 15 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on April 21st, 1971, as Plan 62R-331.

BY-LAW NO. 78 - 64

TO WIDEN BAY STREET,
WEST SIDE, STRACHAN STREET TO SIMCOE STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

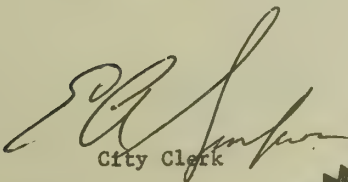
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Bay Street by incorporating within its limits the lands described in Schedule "A" hereto.

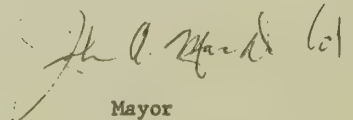
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

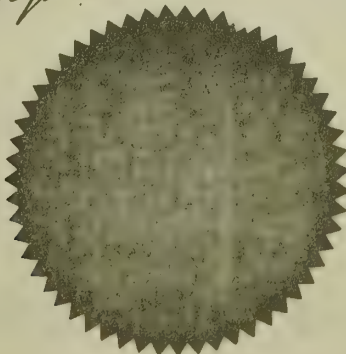
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Bay Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of February A.D. 1978.

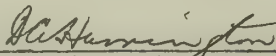

City Clerk


Mayor



SCHEDULE "A"DESCRIPTION FOR BY-LAW TO WIDEN BAY STREET
WEST SIDE STRACHAN STREET TO SIMCOE STREET

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 4 and 5 Block 33 and part of Lot 1 Block 35 all according to Sir A. N. MacNab Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 127 and being more particularly described as all of Parts 1 and 2 according to a Reference Plan received and deposited in the said Land Registry Office on January 10th, 1978, as Plan 62R-3993, the said Part 1 being part of Lot 1 aforesaid and Part 2 being parts of Lots 4 and 5 aforesaid.



D. A. Harrington
Ontario Land Surveyor

City Engineering Department
23 January 1978
DAH:jk

REFERENCE PLAN SHOWING
PART OF LOTS 4 & 5 BLOCK 33
PART OF LOT 1 BLOCK 35
SIR A. N. MACNAB SURVEY
REGISTERED PLAN No. 127
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE 1" = 40'
D. A. HARRINGTON ONTARIO LAND SURVEYOR
1977

RECEIVED AND DEPOSITED AS

PLAN 62R-3993

DATE Jan 10, 1978

CLARENCE WHITE
LAND REGISTRAR FOR THE REGISTRY -
DIVISION OF WENTWORTH
REQUIRE THIS PLAN TO BE
DEPOSITED UNDER PART II
OF THE REGISTRY ACT

DATE Nov 29, 1977

D. A. HARRINGTON
CITY SURVEYOR

CADON THIS PLAN IS NOT A PLAN OF SUBDIVISION
WITHIN THE MEANING OF SECTION 29, 32
OR 33 OF THE PLANNING ACT



SURVEYOR'S CERTIFICATE

- I HEREBY CERTIFY THAT
- THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT AND THE REGISTRY ACT AND THE REGULATIONS MADE THEREUNDER
- THIS SURVEY WAS COMPLETED ON THE 14TH DAY OF APRIL 1977

Nov 29, 1977
DATE

D. A. HARRINGTON
ONTARIO LAND SURVEYOR

LEGEND

- SIGN THUS $\odot$ DENOTES A STANDARD IRON BAR 1 1/2" x 4"
- SIGN THUS $\oplus$ DENOTES A ROUND IRON BAR 5/8" x 5/8" x 2'
- SIGN THUS $\dagger$ DENOTES A P.K. NAIL
- FD. FOUND, PL. PLANTED, WIT. WITNESS

NOTE

BEARINGS HEREON ARE ASTRONOMIC DERIVED FROM THE ONTARIO CO-ORDINATE SYSTEM, ZONE 10, CENTRAL MERIDIAN 79° 30' WEST LONGITUDE

SCHEDULE

PART	INST. NO.	GRANTEE	LOT & CONVESSION	AREA
1	300964 H.S.	THE CORPORATION OF THE CITY OF HAMILTON	PART OF LOT 1 BLOCK 35 SIR A. N. MACNAB SURVEY	680 sq. ft.
2	30360 H.L. 52679 H.L. 44158 H.L. 44158 H.L. 52679 H.L. 300964 H.L.		PART OF LOTS 4 & 5 BLOCK 33 SIR A. N. MACNAB SURVEY	15426 sq. ft.

CITY OF HAMILTON DEPARTMENT OF ENGINEERING - LAND SURVEYS			
BAY STREET - LANDS TO BE INCORPORATED INTO BAY STREET			
SURVEY BY E. S.	FIELD BOOK B.L.R. 2 BY T.M.	FILE NO. 848-6001	DATE APRIL 1977
DRAWN BY RICK	REF. DWG. S. 2071.88-286		CHECKED BY E. S.
APPROVED <i>[Signature]</i> CITY ENGINEER		CITY SURVEYOR <i>[Signature]</i> PLAN No. 55-1412 SURVEYS	

BY-LAW NO. 78 - 65

TO EXTEND HADELAND AVENUE
BY INCORPORATING A 1' RESERVE
PARCEL "B" REGISTERED PLAN 890

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

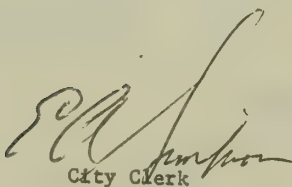
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Hadeland Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

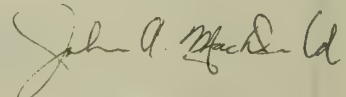
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Hadeland Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of February A.D. 1978.


City Clerk


Mayor

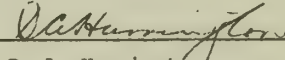


SCHEDULE "A"

Description for By-law to extend
Hadeland Avenue by incorporating 1' reserve
Parcel 'B' Registered Plan 890

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Parcel 'B' according to Walnut Park registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 890.

The above described parcel being shown in heavy outline on Plan N.S. 2308 Surveys hereto attached.


D. A. Harrington,
Ontario Land Surveyor

Department of Engineering
DAH:jb
23 Jan. 1978

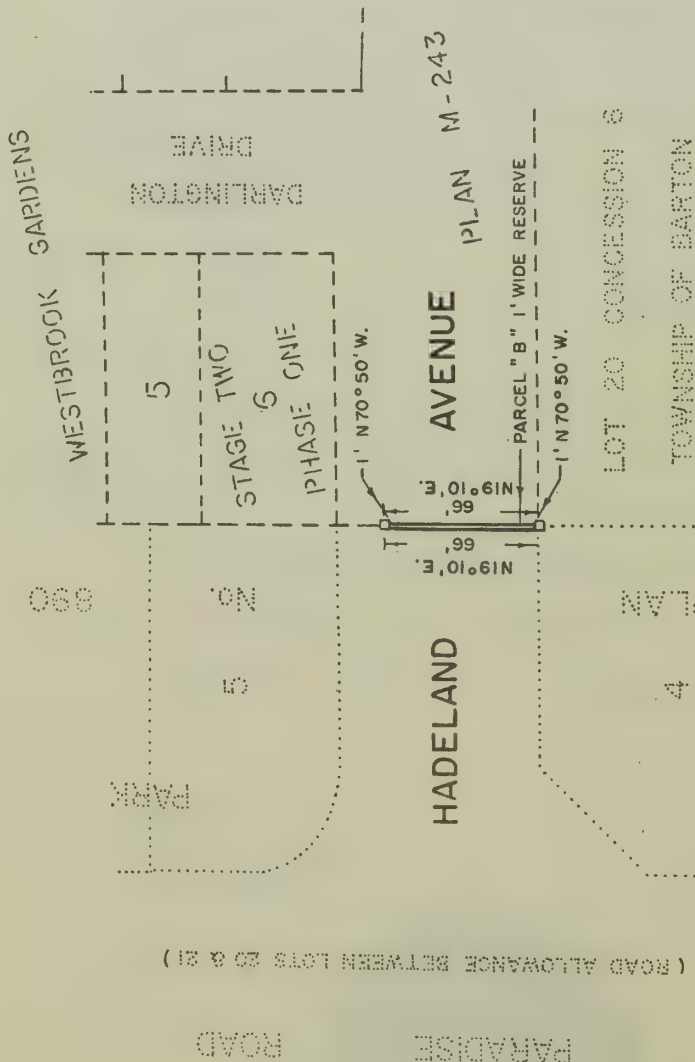
78-65

02/28/78

154

K&E-0-03

SKETCH TO ILLUSTRATE DESCRIPTION OF
PARCEL "B" 1' WIDE RESERVE
WALNUT PARK
REGISTERED PLAN No. 890
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH
SCALE 1" = 60'



CITY OF HAMILTON

DEPARTMENT OF ENGINEERING - LAND SURVEYS

HADELAND AVENUE, INCORPORATING PARCEL "B" 1' WIDE INTO STREET.

SURVEY BY	COMP.	FIELD BOOK	FILE NO.	DATE	NOV. 30 1977
DRAWN BY	C. R. F.	REF. DWG'S	W-175, P-1209	CHECKED BY	H. S.

NOTE. BEARINGS ARE ASTRONOMIC AND ARE REFERRED TO THE SOUTH
LIMIT OF HADELAND AVENUE SHOWN ON REGISTERED PLAN No. 890
AS N 70° 50' W.

APPROVED *W. H. Lee*
CITY ENGINEER

CITY SURVEYOR *W. H. Lee* O.L.S.

PLAN No. NS - 2508 SURVEYS

Bill No. 65

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 66

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Aikman and Arthur Avenues;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 1 of the 30th Report of the Traffic and Engineering Committee on the 11th day of October, 1977;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 31st day of January, 1978, issue Order No. E 772032, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$233,500.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$29,223.33 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$233,500.00.
2. The share or portion of the estimated cost of the works in the amount of \$29,223.33 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

- 2 -

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

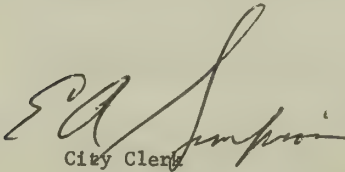
- (a) to the extent sufficient to provide an amount not exceeding \$29,223.33; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

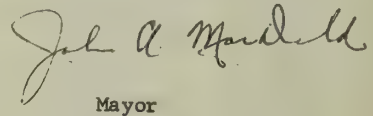
4. The City Engineer is hereby authorized to -

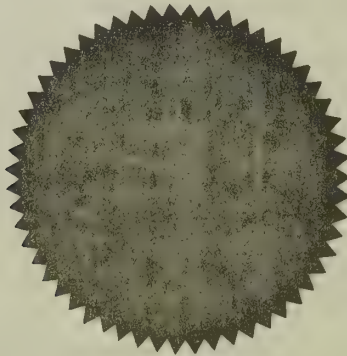
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 28th day of February A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

The construction of Roadways, on:

	<u>COST:</u>	<u>DEBENTURE:</u>
1. AIKMAN AVENUE from Wentworth Street to Burris Street	\$175,500.00	\$22,543.33
2. ARTHUR AVENUE from Aikman Avenue to King Street	58,000.00	6,680.00

at the costs and charges not exceeding those set out below:

City's share	\$204,276.67
Owners' share	<u>29,223.33</u>
	<u>\$233,500.00</u>

Per foot frontage: \$10.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 67

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Pearl Street;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 14 of the 24th Report of the Traffic and Engineering Committee on the 30th day of August, 1977;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 27th day of January, 1978, issue Order No. E 771931, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$77,000.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$9,345.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$77,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$9,345.00 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

- 2 -

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

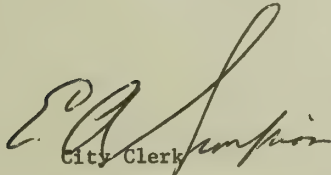
- (a) to the extent sufficient to provide an amount not exceeding \$9,345.00; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

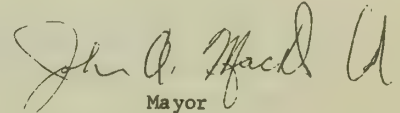
4. The City Engineer is hereby authorized to -

- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 28th day of February A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

The construction on Pearl Street from King Street to Main Street of a roadway and sidewalks at the costs and charges not exceeding those set out below:

City's share	\$67,655.00
Owners' share	<u>9,345.00</u>
	<u><u>\$77,000.00</u></u>

Per foot frontage \$10.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 -68

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Belwood Street;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 4 of the 28th Report of the Traffic and Engineering Committee on the 27th day of September, 1977;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 31st day of January, 1978, issue Order No. E 772033, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$13,600.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$449.32 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$13,600.00.

2. The share or portion of the estimated cost of the works in the amount of \$449.32 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by the Regional Municipality of Hamilton-Wentworth:-

- (a) to the extent sufficient to provide an amount not exceeding \$449.32; and

- 2 -

(b) repayable over a term not exceeding fifteen years,
chargeable to The Corporation of the City of Hamilton.

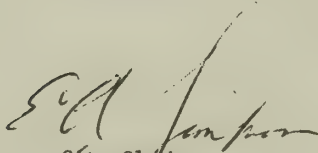
4. The City Engineer is hereby authorized to:-

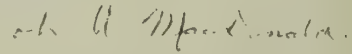
(a) prepare all necessary plans, specifications and reports
required for the construction of the works, and

(b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on
behalf of The Corporation of the City of Hamilton all contracts necessary
for the construction of the works.

PASSED this 28th day of February A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

The construction on the east side of Belwood Street from Concession Street to Mountain Park Avenue of a concrete curb at the costs and charges not exceeding those set out below:

City's share	\$13,150.68
Owners' share	<u>449.32</u>
	<u>\$13,600.00</u>

Per foot frontage: \$4.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 69

To Authorize:

1. The construction of local improvements on Birge Street, from Cheever St. to Emerald Street;
2. The special assessment to pay a portion of the cost, upon petition made under Section 11 of , The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 2 of the 36th Report of the Traffic and Engineering Committee on the 29th day of November, 1977;

AND WHEREAS the Council has procured to be made reports, estimates and statements for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 27th day of January, 1978, issue Order No. E 771932, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of local improvements on Birge Street, from Cheever Street to Emerald Street on petition at an estimated cost of \$87,800.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$10,621.67 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$87,800.00.
2. The share or portion of the estimated cost of the works in the amount of \$10,621.67 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -
 - (a) to the extent sufficient to provide an amount not exceeding \$10,621.67; and

- 2 -

- (b) repayable over a term not exceeding fifteen years,
chargeable to The Corporation of the City of Hamilton.

4. The City Engineer is hereby authorized to -

- (a) prepare all necessary plans, specifications and reports
required for the construction of the works, and

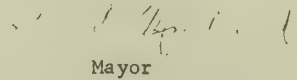
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute
on behalf of The Corporation of the City of Hamilton all contracts necessary
for the construction of the works.

PASSED this 28th day of February

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

The construction on Birge Street from Cheever Street to Emerald Street of a roadway at the costs and charges not exceeding those set out below:

City's share	\$77,178.33
Owners' share	<u>10,621.67</u>
	<u>\$87,800.00</u>

Per foot frontage: \$10.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 70

To Amend:

BY-LAW NO. 74-38

WHEREAS By-law No. 74-38 provides for the conveyance of land for park purposes or money in lieu thereof as a condition of development or redevelopment, in accordance with section 35b of The Planning Act, R.S.O. 1970, c. 349, as amended by S.O. 1973, c. 168, S.10;

AND WHEREAS it is desirable to define the meaning of "money" which may be accepted.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 74-38, passed on the 26th day of February, 1974, is amended by adding the following clause thereto:

(da) "money" means legal tender or an irrevocable letter of credit from a Canadian chartered bank.

2. Section 3 of By-law No. 74-38 is amended by numbering section 3 as subsection 1 of section 3 and adding the following subsection thereto:

(2) Where an irrevocable letter of credit is accepted by the council, the irrevocable letter of credit shall be equal to the legal tender to be paid and such interest as may be established by the Board of Control, and payable back as to principle and interest within one year of the acceptance.

PASSED this 28th day of February

1978.

[Signature]
City Clerk

[Signature]
Mayor

BY-LAW NO. 78 - 71

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March 1966, is hereby further amended by deleting therefrom the following items, namely:-

"Mount Albion	Northbound and Southbound	Albright
Mount Albion	Northbound and Southbound	Congress Crt.",

and by adding thereto the following item, namely:-

"Jerome	Westbound	Riverdale".
---------	-----------	-------------

2. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following item, namely:-

"Jerome	Westbound	Riverdale".
---------	-----------	-------------

3. Schedule 29 (No Stopping Areas) is hereby amended by deleting from Section A (No Stopping Anytime) the following item, namely:-

"Foster	North	Walnut to 45 ft. easterly",
---------	-------	-----------------------------

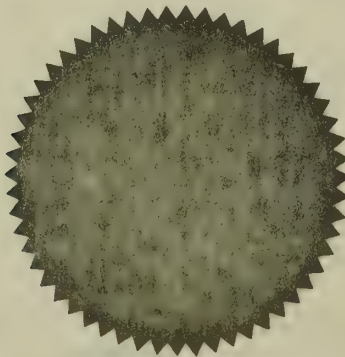
and by adding thereto the following items, namely:-

"Foster	North	Walnut to 86 ft. east
Beland	East	Roxborough to 75 ft. south.

PASSED THIS 28th day of February , 1978.

SEA Simpson
City Clerk

John A Mac Donald
Mayor



BY-LAW NO. 78 - 72

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

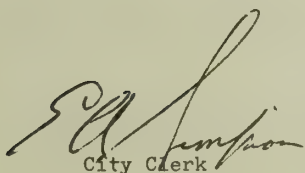
1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March 1966 is hereby further amended by adding to Section 7 (Three Hour Limit) the following item, namely:-

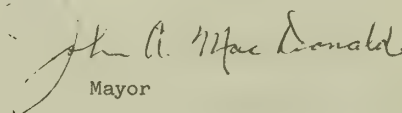
"Markland Both MacNab to Park".

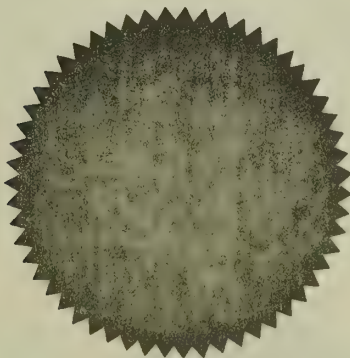
2. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Windsor South Caroline to 38 ft. west
Hess East Windsor to 30 ft. north".

PASSED this 28th day of February , 1978.


City Clerk


Mayor



BY-LAW NO. 78-73

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF FEBRUARY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

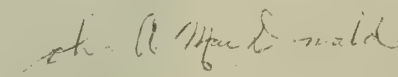
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of February A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78-74

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 3RD DAY OF MARCH, A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

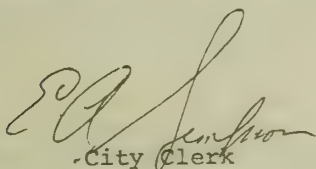
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

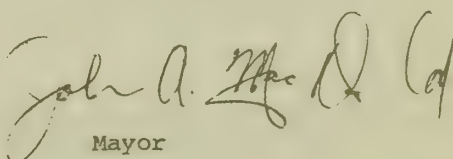
AND WHEREAS it is 'deemed' expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:--

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 3rd day of MARCH, A. D., 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 -75

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 370 UPPER HORNING ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-43B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

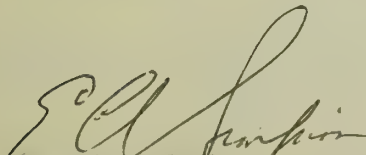
- (a) by changing from "B" (Suburban Agricultural and Residential, etc.) district to "B-2" (Suburban Residential) district, the land,

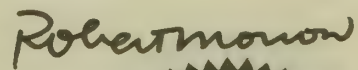
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

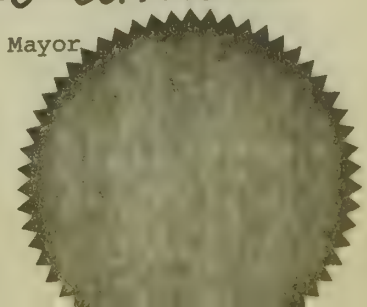
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

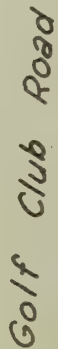
PASSED this 14th day of March 1978.


City Clerk


Acting Mayor

(1978) 2 R.P.D.C. 5, January 31
Karel and Rose Sebesta, Owners
ZA 77-81





SCALE: 1 INCH = 40 FEET

527-8559, 527-0032

CHANGE FROM "B" TO "B.2"

Bill No. 85

This is Schedule "A" to By-law No. 78- 75 passed the 14th day of March, 1978

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Robert Monon
Acting Mayor

Bill No. 299

The Corporation of the City of Hamilton

BY-LAW NO. 78- 76

To Enact:

A By-law to Change Street Names

WHEREAS paragraph 97 of subsection 1 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284 does provide that a municipality may by by-law change the names of highways and shall state the reason therefor.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The names of the following highways shall be changed as follows for the reason set forth:

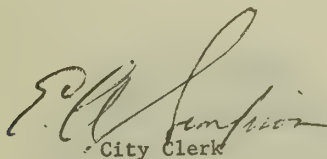
- (a) FROM ANTHONY DRIVE TO ELMIRA DRIVE, all of Anthony Drive extending north-east from Upper Horning Drive for a distance of approximately 505 feet, for the reason that it is desirable to eliminate confusion between Anthony Drive and existing Anthony Street and Anthony Court;
- (b) FROM NEBO ROAD TO GREENOCK ROAD, that part of Nebo Road extending north from Rymal Road East to Stone Church Road East for a distance of approximately 3,300 feet, for the reason that it is desirable to avoid re-numbering the properties located along the established section of Nebo Road which would be required in order to accommodate the recent extension of Nebo Road from Rymal Road East to Stone Church Road East.

2. A copy of this By-law certified under the hand of the City Clerk and the seal of The Corporation of the City of Hamilton and the Judge's Certificate shall be registered in the Registry Office for the Registry Division of Wentworth.

3. The Traffic Commissioner is hereby authorized and directed to affix at the corners of the highways referred to in section 1, on public or private property, highway name-signs bearing the new names of the highways and to maintain the new highway name-signs in proper condition.

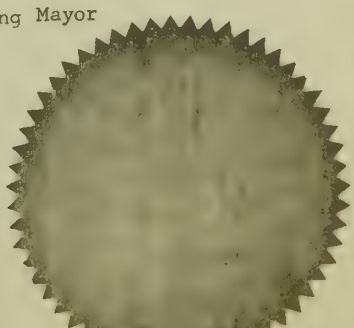
READ a first and second time on the 29th day of November 1977 .

READ a third time and passed by the Council of The Corporation of the City of Hamilton, this 14th day of March 1978 .


City Clerk


Acting Mayor

(1977) 28 R.P.D.C. 19, November 8



BY-LAW NO. 78 - 77

TO WIDEN LOCONDER DRIVE,
SOUTH WEST CORNER OF UPPER GAGE AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Loconder Drive by incorporating within its limits the lands described in Schedule "A" hereto.

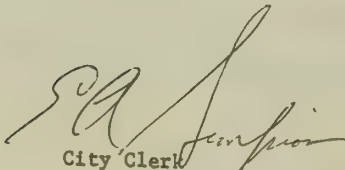
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

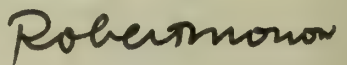
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Loconder Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of March

A.D. 1978.


City Clerk


Acting Mayor



SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 7, Concession 7, Township of Barton and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on December 23rd, 1975 as Plan 62R-2747.

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 78

To Appoint:

MEMBERS OF THE PROPERTY STANDARDS COMMITTEE

WHEREAS By-law No. 74-74, passed on the 30th day of April, 1974, enacted pursuant to section 36 of The Planning Act, R.S.O. 1970, Chapter 349 as re-enacted by S.O. 1972, Chapter 118, section 7, provided for the establishment of a Property Standards Committee in accordance with subsection 11 of section 36 of The Planning Act;

AND WHEREAS it is desirable to appoint members to the Property Standards Committee.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following ratepayers of the City of Hamilton are each appointed members of the Property Standards Committee of the City of Hamilton, for the respective terms expiring on the dates set forth:

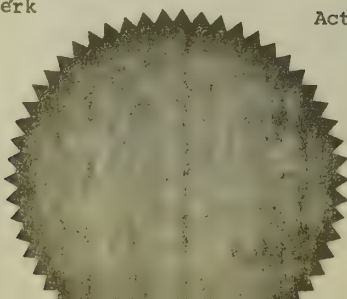
1. P. Mackesy, for a term expiring on December 31, 1978;
2. B. G. Tinsely, for a term expiring on December 31, 1979;
3. F. Rostec, for a term expiring on December 31, 1980.

PASSED this 14th day of March

A.D. 1978.


City Clerk


Acting Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78-79

To Appoint:

MEMBERS TO THE COMMITTEE OF ADJUSTMENT

WHEREAS subsection 9 of section 55 of The Regional Municipality of Hamilton-Wentworth Act, 1973 provides for constituting and appointing a committee of adjustment under section 41 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS By-law No. 74-12, passed on the 15th day of January, 1974 constituted and appointed a committee of adjustment under section 41 of The Planning Act;

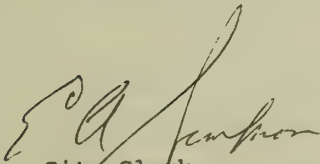
AND WHEREAS it is desirable to appoint a person to the committee in lieu of a member heretofore appointed.

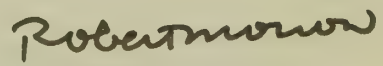
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of schedule "A" to By-law No. 74-12, passed on the 15th day of January, 1974, is repealed and the following substituted therefore:

<u>Name of Person</u>	<u>Term of Office</u>
1. Carol Young	Until December 31, 1980

PASSED this 14th day of March 1978, a certified true copy having been sent to the Minister of Housing by registered mail on the day of 1978 by the Clerk of the City of Hamilton.


City Clerk


Acting Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 80

To Amend:

By-law No. 71-23

MOTORIZED SNOW VEHICLES

WHEREAS By-law No. 71-23, enacted under the authority of subsection 1 of section 6 of The Motorized Snowmobile Vehicles Act, 1968, now section 6 of The Motorized Snow Vehicles Act, 1974, provided for the regulation of Motorized Snow Vehicles in parks under the control of the Board of Park Management;

AND WHEREAS on December 31, 1973 the said Board of Park Management was dissolved and the assets and liabilities thereof became on the 1st day of January, 1974, assets and liabilities of The Corporation of the City of Hamilton, pursuant to section 136 of The Regional Municipality of Hamilton-Wentworth Act, 1973;

AND WHEREAS The Corporation of the City of Hamilton may exercise all or any of the powers that are conferred on boards of park management by The Public Parks Act, pursuant to section 352, paragraph 68 of The Municipal Act, R.S.O. 1970, Chapter 284;

AND WHEREAS it is desirable to revise By-law No. 71-23 to eliminate any reference to the Board of Park Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

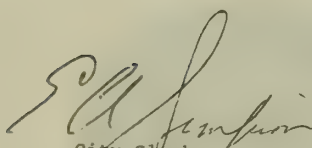
1. Clause (a) of section 1 of By-law No. 71-23, passed on the 20th day of January, 1971, is repealed.

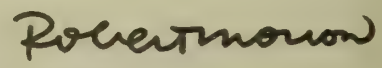
2. Clause (g) of section 1 of By-law No. 71-23 is repealed and the following substituted therefor:

(g) "parks" means parks, avenues, boulevards, drives and all properties real and personal, applicable to the maintenance of parks belonging to the municipality.

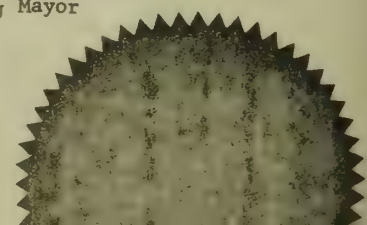
PASSED this 14th day of March

1978.


City Clerk


Acting Mayor

(1978) 3 R.P.R.C. 1, March 14



The Corporation of the City of Hamilton

BY-LAW NO. 78 -81

To Repeal:

By-law No. 77-168

Respecting:

LAND LOCATED ON THE NORTH-WEST CORNER
OF STONE CHURCH ROAD EAST AND ARBOUR ROAD

WHEREAS By-law No. 77-168 caused the adoption by the Council of
The Corporation of the City of Hamilton of Official Plan Amendment No. 333;

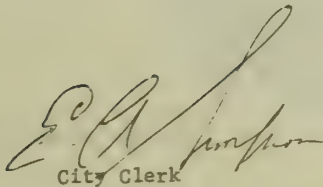
AND WHEREAS it is intended to repeal By-law No. 77-168.

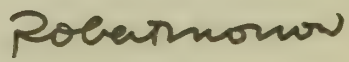
NOW THEREFORE the Council of The Corporation of the City of
Hamilton enacts as follows:

1. By-law No. 77-168, passed on the 28th day of June, 1977, is
repealed.

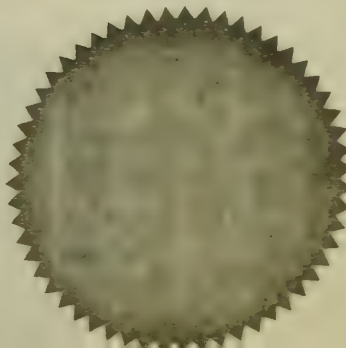
PASSED this 14th day of March

A.D. 1978.


City Clerk


Acting Mayor

(1977) 33 R.P.D.C. 11, December 13
City Initiative



BY-LAW NO. 78 -82

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Section 8 (Heavy Traffic) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding the following subsection, namely:-

"(5) Subsection (2) shall not apply to heavy traffic when a permit has been issued by the City Engineer under Section 7(1)."

2. Schedule 25 (Parking Time Limits) is hereby amended by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Jackson North Hess to Queen".

3. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"East 16th East Concession to 143 ft. south
Dunsmure South Holton to Sherman",

and by adding thereto the following items, namely:-

"Jackson North Hess to Queen
King William North Wentworth to 115 ft. west".

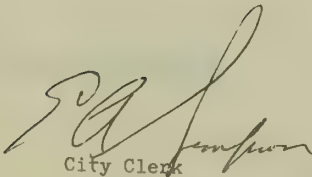
4. Schedule 26A (No Parking Areas) is hereby amended by adding to Section A (No Parking 7:00 AM - 6:00 PM) the following item, namely:-

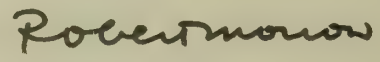
"Dianne Court Both End to End".

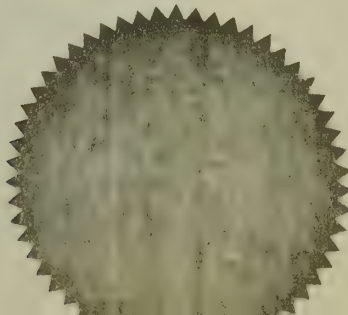
5. Schedule 27 (Alternate Side Parking) is hereby amended by adding thereto the following items, namely:-

"East 16th West East
Concession to Mountville
Dunsmure South North".
Sherman to Holton

PASSED this 14th day of March , A.D. 1978.


City Clerk


Acting Mayor



BY-LAW NO. 78 - 83

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding thereto the following items, namely:-

"Newlands	Eastbound and Westbound	Harmony
Albany	Eastbound and Westbound	*Harmony
Allan	Westbound	Harmony
Newlands	Eastbound	Cope
Albany	Eastbound	Cope
Allan	Eastbound	Cope
King William	Westbound	Mary".

2. Schedule 12 (One-Way Streets) is hereby amended by deleting therefrom the following item, namely:-

"King William	Easterly	James	Ferguson",
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and by adding thereto the following item, namely:-

"King William	Easterly	James	Mary".
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PASSED THIS 14th day of March, A.D. 1978.

City Clerk
City Clerk

Robert Mowbray
Acting Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 84

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT 490 UPPER SHERMAN AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-25 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) district to "G-3" (Public Parking Lots) district, the land,

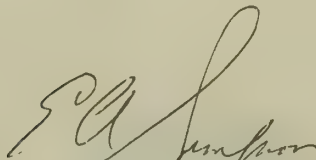
the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

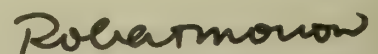
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

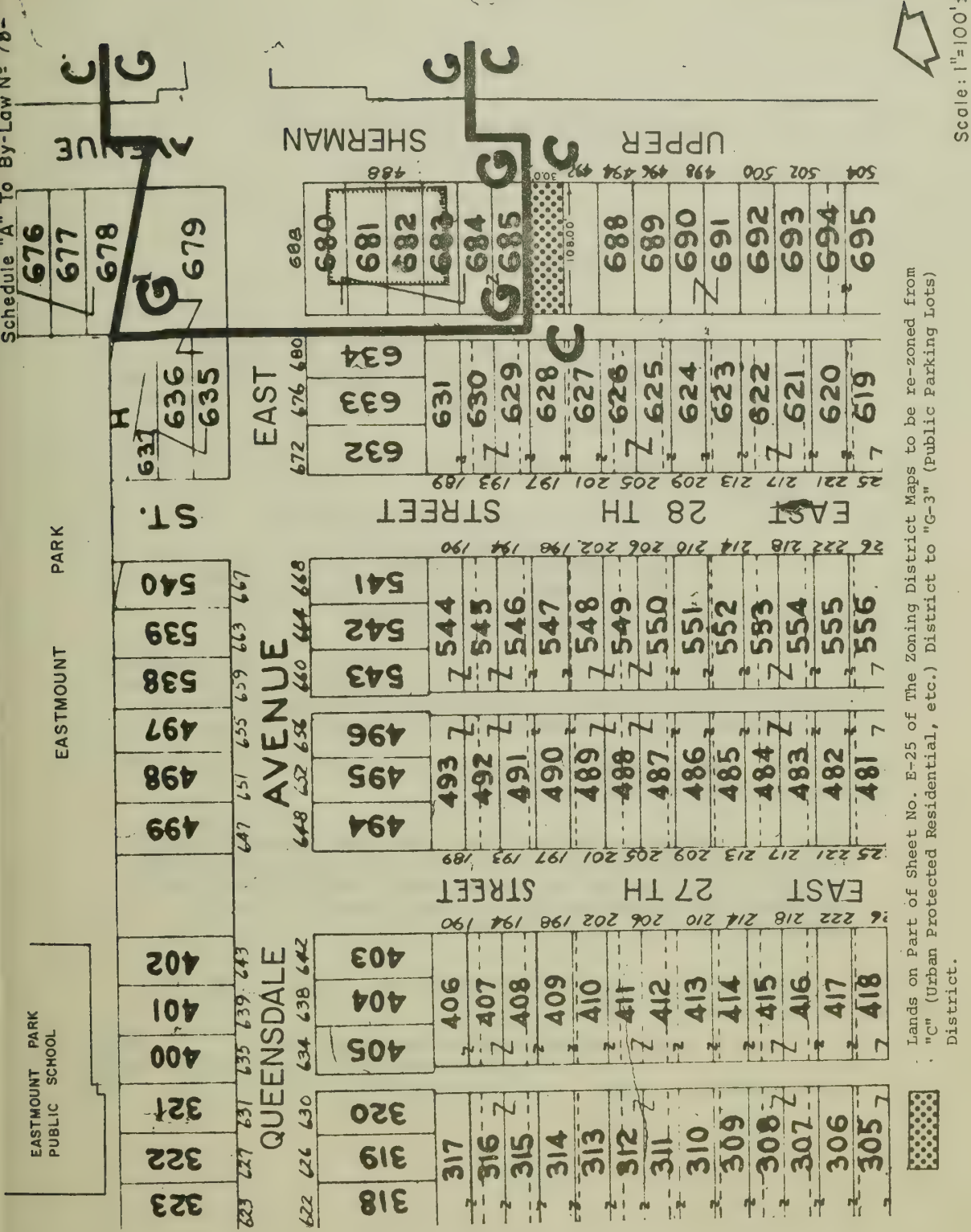
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 14th day of March

1978.


City Clerk


Acting Mayor



This is Schedule "A" to By-law No. 78- 84 passed the 14th day of March, 1978

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Acting Mayor

Bill No. 84

Lands on Part of Sheet No. E-25 of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, etc.) District to "G-3" (Public Parking Lots) District.

The Corporation of the City of Hamilton

BY-LAW NO. 78-

To Adopt:

THE GIBSON NEIGHBOURHOOD
REDEVELOPMENT PLAN

WHEREAS By-law No. 76-1, passed on the 13th day of January, 1976 designated The Gibson Neighbourhood as a Redevelopment Area in accordance with subsection 2 of section 22 of The Planning Act, having been approved by the Minister on the 17th day of December, 1975;

AND WHEREAS subsection 5 of section 22 of The Planning Act provides as follows:

- (5) When a by-law has been passed and approved under subsection 2, the Council with the approval of the Minister, may by by-law adopt a redevelopment plan for the redevelopment area.

AND WHEREAS item 1 of the 7th Report of the Planning and Development Committee, adopted by Council on the 14th day of March, 1978 approved a redevelopment plan dated February, 1978 for The Gibson Neighbourhood Redevelopment Area.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Gibson Redevelopment Area Plan dated February, 1978 hereto annexed as schedule "A" and forming part of this by-law, is adopted as the redevelopment plan for the Gibson Neighbourhood Redevelopment Area designated by By-law No. 76-1 passed on the 13th day of January, 1976.

READ A FIRST AND SECOND TIME on the 14th day of
March 1978.

READ A THIRD TIME AND FINALLY PASSED on the day
of 1978, the approval of the Minister having
been granted on the day of 1978.

City Clerk

Mayor

(1978) 7 R.P.D.C. 1, March 14

CITY OF HAMILTON
NEIGHBOURHOOD IMPROVEMENT PROGRAMME
GIBSON REDEVELOPMENT AREA
REDEVELOPMENT PLAN

Department of
Community Development
February 1978

Schedule "A" to By-law No. 78-
on the

passed by City Council
1978.

City Clerk

Mayor

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CITY OF HAMILTON
NEIGHBOURHOOD IMPROVEMENT PROGRAMME

Gibson Designated Area
Redevelopment Plan

A INTRODUCTION

(1) Area Designation

On 9 September 1975, Hamilton City Council adopted Section One (1) of the Thirty Third Report of the Planning and Development Committee whereby the area known as Gibson Neighbourhood within the City of Hamilton was to be designated as a Neighbourhood Improvement Programme Area and, on 25 November 1975, Hamilton City Council directed that application be made to the Minister of Housing, Province of Ontario, for the undertaking of a Neighbourhood Improvement Programme within the Gibson Neighbourhood at a gross cost of two million dollars (\$2,000,000).

Subsequently, the Department of Community Development, City of Hamilton, made formal application to the Minister of Housing for official designation of Gibson Neighbourhood as a Redevelopment Area and, on 17 December 1975, the Honourable John R. Rhodes, Minister of Housing, did grant his approval for such designation pursuant to Section 22(2) of The Planning Act, R.S.O. 1970.

(II) Citizen Participation and Plan Preparation

In order that the residents and property owners from the Gibson Redevelopment Area might contribute to the improvement of said Area, the Department of Community Development sent a letter signed by the Aldermen for Ward Three, wherein the Gibson Neighbourhood is located, to the three thousand eight hundred fifty (3,850) residents and/or property owners who reside and/or own property in Gibson Neighbourhood. The letter advised the residents as to the features and requirements of the Neighbourhood Improvement Programme;

- 2 -

requested the nomination of persons to serve on a "Neighbourhood Planning Committee"; and, informed them of two public meetings which were to be held in the neighbourhood in order to elect from those members of the neighbourhood present, five (5) people to serve on the fifteen (15) member "Neighbourhood Planning Committee". As a result, five members of the Neighbourhood Planning Committee were elected at the last of the two public meetings held 19 May 1976 and 3 June 1976. Further, the Clerk of the City of Hamilton received nominations for the Neighbourhood Planning Committee from nineteen (19) well-qualified citizens representing diverse interests within the neighbourhood. The Aldermen for Ward Three; the Controller responsible for the Department of Community Development; staff from the Department of Community Development; and, a representative from the Planning Department of the Regional Municipality of Hamilton-Wentworth met, on 24 September 1976, to select from amongst the nominations received, the remaining ten (10) members of the Neighbourhood Planning Committee. In order that the members of the Neighbourhood Planning Committee were representative of a cross-section of the populace of Gibson Neighbourhood, consideration during the selection process was given to their sex, occupation, residence location, ethnicity and whether they were property owners or tenants within the Neighbourhood.

The purpose and scope of the citizen's Neighbourhood Planning Committee was to assist in the preparation, from a neighbourhood point-of-view, of a Redevelopment Plan for consideration by the Neighbourhood Improvement Programme Staff Co-ordinating Committee, the Planning and Development Committee, Hamilton City Council and the Minister of Housing of the Province of Ontario and, subsequently, establish priority projects for improvements to the Gibson Neighbourhood. The Neighbour-

- 3 -

hood Planning Committee will continually review cost estimates of proposed projects for implementation under the Neighbourhood Improvement Programme and will continue in existence for the life of the three year Implementation Stage in order to review and upgrade projects taking into account inflationary trends and any reassessment of priorities and to advise City Council, through the Department of Community Development and the appropriate Standing Committee of City Council, as to those projects which they (the citizens) wish to see implemented in Gibson Neighbourhood.

(III) The Purpose and Scope of the Redevelopment Plan

The purpose of the Redevelopment Plan is to guide future development in the Gibson Neighbourhood under the terms and conditions of the Neighbourhood Improvement Programme.

Consequently, the Redevelopment Plan isolates those problems which presently exist in the Neighbourhood and identifies ways and means to alleviate the aforementioned problems.

Further, the needs of the citizens of Gibson Neighbourhood will be considered in the establishment of any social and recreational facilities; which facilities are generally lacking in the Neighbourhood. However, in considering both the financial and time constraints of the Neighbourhood Improvement Programme, it is highly unlikely that all of the proposed actions in the Redevelopment Plan can be acted upon within the three year time limit of the Implementation Stage of the Neighbourhood Improvement Programme and, therefore, it will be necessary for the Neighbourhood Planning Committee to establish a priority list of projects which will account for, and resolve, the most serious and prevalent of the problems and demands generated in the Gibson Neighbourhood.

B REDEVELOPMENT PLAN FOR GIBSON NEIGHBOURHOOD

(I) Neighbourhood Background

Gibson Neighbourhood is situated to the east of the Central City Periphery, and is bounded by the C.N.R. Mainline Tracks, Sherman Avenue, Main Street East and Wentworth Street. It is one of the older residential areas of the city, built predominantly before 1915. The character of the neighbourhood is an expression of a chain of events, from the turn of the century when the area was built during a period of rapid industrialization in Hamilton to the present stage of physical, functional and economic degeneration of the form and structure of the area. The degeneration is typified by a conflict between the industrial, commercial and residential land users; deterioration in property conditions; commercial obsolescence; and, a lack of "neighbourhood" park and open space facilities.

Gibson is one of the most heavily populated neighbourhoods in the City with eight thousand three hundred twenty two (8,322) people ¹. living within an area of approximately two hundred eighty six (286) acres.

The residential sections of the neighbourhood have an average of twenty five (25) dwelling units per acre or seventy (70) persons per net residential acre, which is approximately twice as high as the city average. Though the housing stock is in a progressively poor state of repair as one proceeds north through the neighbourhood, housing conditions are generally fair as many dwellings appear quite well preserved and neatly maintained by their owners.

The neighbourhood was built to accommodate the life styles and technology of sixty years ago and is now decreasingly able to provide the amenities demanded of a modern urban living environment.

1. Source: Hamilton-Wentworth Assessment 1975

(II) Neighbourhood Problems

The following list of problems within the area is a result of an analysis of neighbourhood questionnaire returns as well as a continuing dialogue with residents of the area.

- (i) Lack of neighbourhood park and open space facilities;
- (ii) Building conditions in some areas of the neighbourhood are deteriorating;
- (iii) Predominant land use conflict;
- (iv) Lack of parking facilities in residential areas;
- (v) Commercial obsolescence in some areas;
- (vi) Excessive through traffic appears to be "introduced" into residential areas.

(III) Neighbourhood Goals

(i) Parks

To work towards the provision of sufficient neighbourhood park/open space that is easily accessible and functional for all age groups.

(ii) Recreation

To encourage the establishment of a full and suitable range of both active and passive recreational activities for all age groups.

(iii) Property Maintenance

To encourage property owners to improve their property in accordance with the requirements of The Property Standards By-law (74-74) and, under the provision of the Residential Rehabilitation Assistance Programme (R.R.A.P.) where applicable, to create a safe, attractive and pleasing neighbourhood in which to live.

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(iv) Neighbourhood Facilities

To develop a neighbourhood facility to serve the Gibson Neighbourhood through the provision of neighbourhood oriented social and family services if sufficient demand and hence need is shown.

(v) Traffic

To improve the vehicular circulation systems and parking facilities to provide adequate and safe facilities in accord with the basically residential character of the neighbourhood.

(vi) Density

To permit a range of residential densities that will provide for a variety of housing types while maintaining and enhancing the positive characteristics of the neighbourhood.

(IV) The Redevelopment Plan

The Redevelopment Plan is proposed to guide future development in the Gibson Neighbourhood. Following is a description of the elements of the Plan and some qualifying remarks on certain features. Reference should be made to Appendix "A" for the location of the following elements of the Redevelopment Plan.

(i) The Area North of Barton Street East

The industrial land in the north-western section of the area has created some parking problems as industrial workers are parking on side streets in the abutting residential area. In order to conserve the residential character of the area the industry should be encouraged to provide adequate parking facilities for their employees and existing by-laws regarding parking should be reviewed on the residential streets.

Woodlands Park is to be redeveloped with provision for greater neighbourhood use bearing in mind the general lack of such facilities and the needs of the citizens of the area adjacent to the park.

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Any such redevelopment is subject to the type of recreational development which will occur on the Central Secondary School Site on Wentworth Street North. The recreational needs of this area will be further examined in order to determine the demand for additional park and open space..

The low density residential character of the area is to be retained with conservation and rehabilitation of the existing housing stock encouraged.

(ii) The Area Between Cannon Street
East and Barton Street East

This area will remain as a low density residential neighbourhood with conservation and rehabilitation of the existing housing stock encouraged.

The existing park - Powell Playground - in the block bounded by Huron Street, Birch Avenue, Harvey Street and Stirton Street is to be expanded in size to occupy the entire block to serve the needs of the residents of the surrounding area.

Lands presently owned by the Board of Education on Wentworth Street North (the Central Secondary School Site) will be developed for the provision of park and/or recreation facilities.

(iii) The Area Between Cannon Street
East and Wilson Street

This area will remain predominately low density residential with the conservation and rehabilitation of this use encouraged.

The existing tot-lot in the area, in the block bounded by Cannon Street East, Birch Avenue, Wilson Street and Stirton Street is to be linked to Powell Playground via the Ontario Hydro Right-of-Way.

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(iv) The Area Between Wilson Street
and King Street East

The low density residential area between Sherman Avenue North and Arthur Avenue North is to be retained and the conservation and rehabilitation of the housing stock encouraged.

In order to alleviate any perceived traffic congestion and, bearing in mind the basically residential nature of Gibson Avenue North, it is recommended that a study be undertaken into the possibility of changing this street into a one-way street northbound and that the findings of the study be implemented.

(v) The Area Between King Street
East and Main Street East

The low density residential character of the land east of Arthur Avenue South will be retained.

A tot-lot/parkette is to be established in the area bounded by King Street East, Sherman Avenue South, Main Street East and Wentworth Street South.

(V) The Neighbourhood Programme

The Neighbourhood Programme is designed to detail these objectives and recommendations, which form part of the Gibson Redevelopment Plan.

OBJECTIVE I

Increase the amount of useable park/open space. Reference should be made to Appendix "A", Redevelopment Plan, which designates all park/open space areas in Gibson Neighbourhood.

Proposed Action

- (a) The following parks should be established in the Neighbourhood:

- 9 -

- (i) An enlargement of the existing Powell Playground to the full block bounded by Huron Street, Birch Avenue, Harvey Street and Stirton Street;
 - (ii) A parkette/tot-lot in the area bounded by King Street East, Sherman Avenue North, Main Street East and Wentworth Street South;
 - (iii) Save for those lands designated within the Redevelopment Plan for parks and/or recreational purposes, those other lands designated for such use(s) in the secondary or neighbourhood plan (attached herewith, marked Appendix "B") may also be acquired and/or developed, at such time as these properties are offered for sale.
- (b) That a linked open space system be developed to link the parks in the neighbourhood in order to make them more accessible, to all residents of the area, in consideration of the generally uneven distribution of parkland within the neighbourhood. Specifically that the present parkette situated at Wilson and Stirton Streets, be linked to Powell Playground via the Ontario Hydro Right-of-Way.
- (c) That the status and use of Woodlands Park be redefined/redeveloped in order to encourage greater neighbourhood use of this recreational facility with the redefinition/redevelopment subject to the development of the Central Secondary School Site bearing in mind the proximity of the two areas.

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OBJECTIVE II

Encourage the development of a full range of active and passive recreational activities for all age groups.

- (a) That the improvement of the existing recreational facilities be undertaken with a view to incorporating modern trends in design of various types of facilities in the field or recreation.
- (b) That an indoor recreation facility of a suitable size be established in Gibson Neighbourhood on the Central Secondary School Site on Wentworth Street North.
- (c) That consideration be given to the provision of appropriately scaled indoor recreational facilities in the building located at 107 Birch Avenue, which is located in the Priority One Parks Acquisition Area known as Powell Playground.

OBJECTIVE III

Establish a neighbourhood facility to serve the general needs of the community.

Proposed Action

- (a) That a neighbourhood centre oriented towards the provision of social and family services be located within the Gibson Neighbourhood if sufficient demand and hence need, is shown.

OBJECTIVE IV

Enhance the physical appearance, structural soundness and safety of all property in the Neighbourhood.

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Proposed Action

- (a) That the City of Hamilton, actively enforce The Property Standards By-law (74-74), for all properties in the area, and that enforcement be tempered with encouragement, advice and assistance.
- (b) In conjunction with By-law 74-74, a rehabilitation programme be implemented to conserve and improve those areas of the neighbourhood that require such attention.
- (c) That implementation of any relevant government programme which encourages the improvement, rehabilitation and conservation of existing structures (i.e. Residential Rehabilitation Assistance Programme) be carried out by the Department of Community Development.
- (d) That selected residential dwellings which are deemed to be beyond a reasonable level of economic rehabilitation in consideration of the City of Hamilton's Property Standards By-law (74-74), be considered for purchase under the provisions of the legislation governing the Neighbourhood Improvement Programme. Any such property will be acquired through negotiation and any seriously deteriorated property will be cleared for the primary purpose of providing new housing for individuals or families of low to moderate income. The preceeding does not preclude the fact that some lands so acquired may ultimately be used for the provision of open space or community facilities within the Designated N.I.P. Area.

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OBJECTIVE V

To encourage and foster the most desirable and attractive forms of redevelopment within Gibson Neighbourhood.

Proposed Action

- (a) That should private redevelopment occur, any adjacent parcel of land not included in the redevelopment scheme, but designated for development, be of sufficient size and of a suitable nature to be redeveloped independently at a later date.

OBJECTIVE VI

Establish alternative solutions to the existing lack of off-street parking.

Proposed Action

- (a) Recommend to the Traffic Department of The City of Hamilton that they initiate action to alleviate a lack of off-street parking in order to provide residents who lack off-street parking with a parking space on the street where they reside.

OBJECTIVE VII

Establish an appropriate and compatible traffic system in consideration of the neighbourhood, bearing in mind the higher-order needs of the Municipality as a whole; which system strives for maximum public safety as well as minimal noise aggravation.

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Proposed Action

- (a) That a "Through Neighbourhood Traffic Study" be carried out to determine where improvements if any, might be made to improve the overall traffic system and that the findings of the study be implemented.
- (b) That a study be undertaken into the possibility of changing Gibson Avenue into a one-way street northbound in order to alleviate any traffic problems which may occur on this residential street and that any recommendation, as based upon the study, be implemented.

OBJECTIVE VIII

To eliminate through truck traffic on residential streets north of Barton Street East.

Proposed Action

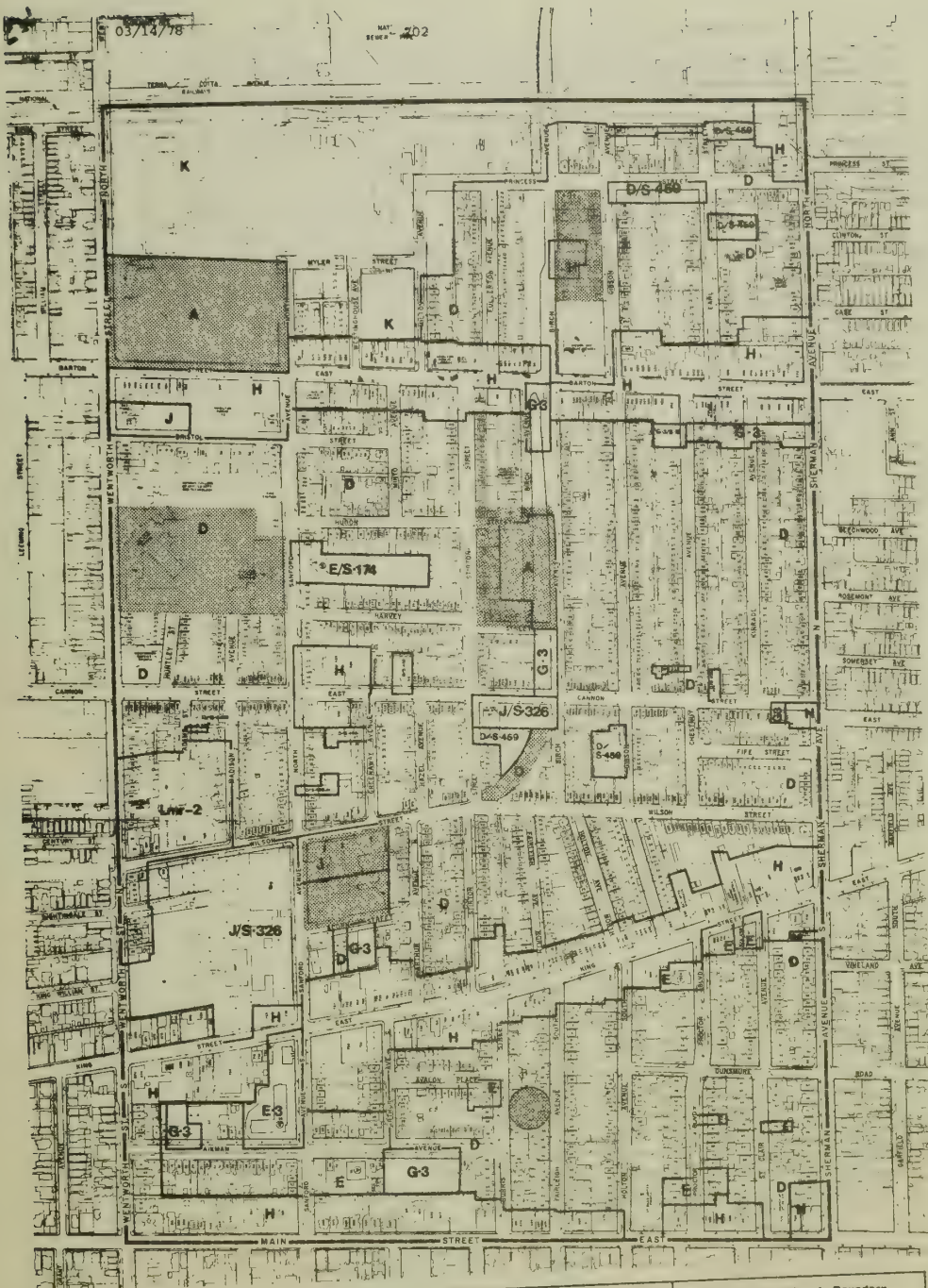
- (a) Eliminate through truck traffic on Fullerton Avenue, Gibson Street, Earl Street and Princess Street by requesting the Hamilton Police Department for strict enforcement of the through truck traffic ban on residential streets.
- (b) That the Traffic Department of the City of Hamilton undertake a study to determine if there is excessive through truck traffic in this area and recommend ways and means to alleviate the problem if, in fact, one exists. The results of the study are to be implemented as necessary.

03/14/78

201

A P P E N D I X A

MAT 202



EXISTING POPULATION	(1970)	9156
	(1971)	9272
	(1972)	9137
	(1973)	8876
	(1974)	8543

61A	61B	61C
72	43	103
102	104	12

A TOT-LOT (e.g. VEST POCKET PARK OR HIGH INTENSITY USE PARK) TO BE LOCATED IN THIS GENERAL AREA.

LAND USE

RESIDENTIAL

- ☐ single & double
☐ attached housing
☐ low density apts.
☐ medium density apts.
☐ high density apts.
☐ commercial & apts.

- ☐ COMMERCIAL
☐ INDUSTRIAL
☐ CIVIC & INSTITUTIONAL
☒ PARK & RECREATIONAL
☐ OPEN SPACE
☐ UTILITIES

Neighbourhood Boundary
Zoning Boundary
Staging of Development
Boundary

Planning Bd. Approvals Council
Revisions

APRIL 1971		
FEBRUARY 1972		
NOV 15, 1963		
PLR 47, 1970		
MAY 3, 1973		
OCTOBER 19, 1978		

**CITY OF HAMILTON
PLANNING DEPARTMENT**

REDEVELOPMENT PLAN

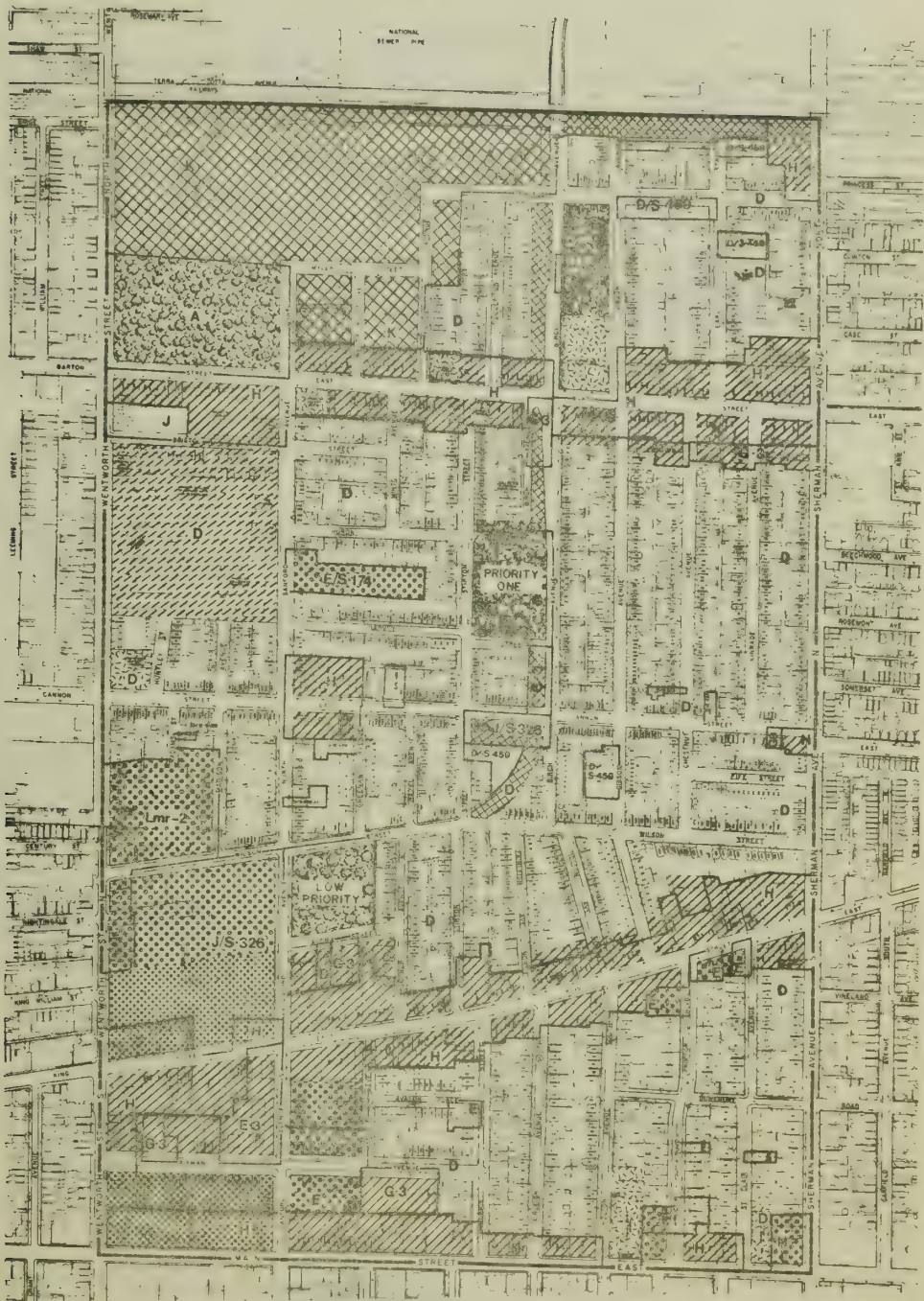
REDEVELOPMENT PLAN
GIBSON

APPENDIX "A"



1000

A P P E N D I X B



Note:
Existing "non-obnoxious" industries will be dealt with by an individual control Zoning By-law which may permit some expansion.

NOTE:

THIS IS A GUIDO PLAN ONLY AND IS SUBJECT TO CHANGE. FOR DETAILS CONTACT THE LOCAL PLANNING DIVISION OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH.

LAND USE

RESIDENTIAL

□ single, double & attached housing

▤ medium density apts.

▥ commercial & apts.

▧ **COMMERCIAL**

▨ **INDUSTRIAL**

▩ **CIVIC & INSTITUTIONAL**

▪ **PARK & RECREATIONAL**

▬ **UTILITIES**

▮ **MULTICENTRE**

Neighbourhood Boundary
Zoning Boundary
Siting of Development
Boundary

Approved
Planning Bd. MAR/75 Council MAY 8/75
Revisions
MARCH 9/77

APR. 8/75	AUG 27/75
REVISION 072	MARCH 9/77
APR. 11/75	
AUG. 1/75	
OCTOBER 10/75	

CITY OF HAMILTON

PLANNING DEPARTMENT

APPENDIX 'B'

GIBSON

APPROVED PLAN



SCALE 1:1000

BY-LAW NO. 78- 85

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14TH DAY OF MARCH A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

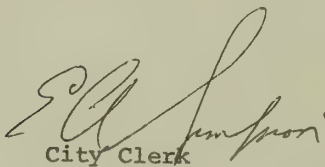
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

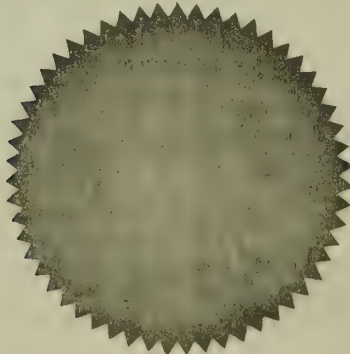
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 14th day of March A. D., 1978.


City Clerk


Acting Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78-86

TO FIX THE RATES OF TAXATION
FOR MUNICIPAL PURPOSES FOR THE YEAR 1978

WHEREAS it is necessary that the Estimates, as prepared by the Board of Control for the year 1978 which set forth the revenues of The Corporation of the City of Hamilton, and the expenditures of The Corporation of the City of Hamilton,

- (a) for municipal purposes, and
- (b) necessary for the purposes of any duly constituted board, commission or other body of The Corporation of the City of Hamilton

be approved, and

WHEREAS it is necessary to impose rates of taxation for the year 1978,

- (a) for municipal purposes, and
- (b) for the purpose of any duly constituted board, commission or other body of The Corporation of the City of Hamilton.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. The estimates,

- (a) of the revenues
- (b) of the expenditures,

of The Corporation of the City of Hamilton for the year 1978 as prepared by the Board of Control, are hereby approved.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$841,578,376.00, of which \$476,976,810.00 is Residential assessment and \$364,601,566.00 is Non-Residential assessment, the following rates of taxation,

(a) for general municipal purposes 40.4254 mills producing	\$34,021,100.00
(b) for the payment of debenture principal and interest of the general municipal fund 7.0548 mills producing	5,937,170.00
(c) for the purposes of the Public Library Board 4.4910 mills producing	3,779,570.00
	<u>\$43,737,840.00</u>

3. The amount to be levied and raised against "residential" assessments in the amount of \$476,976,810.00 determined as required by The Municipal Act shall be reduced by \$3,718,370.00 or 7.7957 mills in accordance with Section 7(3) of the Ontario Unconditional Grants Act 1975

3,718,370.00

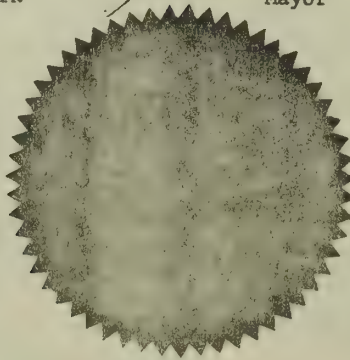
\$40,019,470.00

4. The rate to be levied against "residential" assessments determined as required by The Municipal Act for Municipal purposes is 44.1755 mills on the dollar.
5. The rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Municipal purposes is 51.9712 mills on the dollar.
6. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 20TH day of MARCH A.D., 1978

John A. Simpson
City Clerk

John A. Simpson
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78-87

To Levy

AN ANNUAL TAX ON TELEGRAPH AND TELEPHONE
COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA AND
CANADIAN NATIONAL TELECOMMUNICATIONS AND
CANADIAN PACIFIC TELECOMMUNICATIONS

WHEREAS section 304a of The Municipal Act, R.S.O. 1970, Chap. 284, as enacted by section 6 of The Municipal Amendment Act, 1972 (No.2) empowers the Council of the Corporation of the City of Hamilton to levy on every telegraph and telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS Canadian National Railway Company is a company doing telegraph business in the Municipality of the City of Hamilton under the name and style of Canadian National Telecommunications;

AND WHEREAS Canadian Pacific Limited is a company doing telegraph business in the Municipality of the City of Hamilton under the name and style of Canadian Pacific Telecommunications;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of \$46,757,471.00 for the year ended the 31st day of December, 1977;

AND WHEREAS the joint gross receipts of Canadian National Telecommunications and Canadian Pacific Telecommunications is in the amount of \$261,527.88 for the year ended December 31st, 1977;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year December 31, 1978 be levied,

- (a) on the Bell Telephone Company of Canada Limited in the amount of \$2,337,873.55 and
- (b) jointly on Canadian National Railway Company doing business as Canadian National Telecommunications and Canadian Pacific Limited doing business as Canadian Pacific Telecommunications in the amount of \$13,076.39.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectable and is a special lien under section 511 of The Municipal Act on all the lands of,

- (a) The Bell Telephone Company of Canada;
- (b) Canadian National Railway Company and Canadian Pacific Limited for any respective amounts that are due under the by-law.

PASSED this 20th day of March A.D., 1978

E.C. Simpson
City Clerk

John Mac Donald
Mayor

BY-LAW NO. 78-88

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 20TH DAY OF MARCH A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

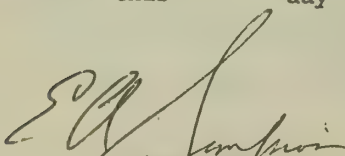
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

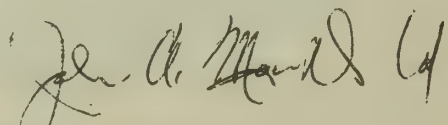
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

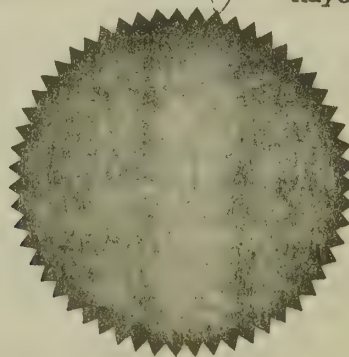
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 20TH day of MARCH A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78- 89

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 21ST DAY OF MARCH A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

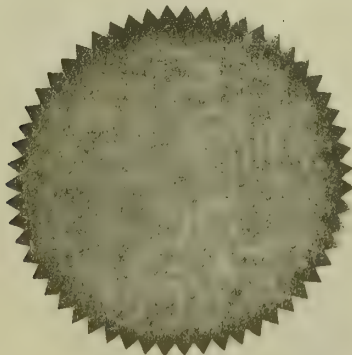
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 21st day of March, A. D., 1978.

Ed Simpson
City Clerk

John A. Macdonald
Mayor



Bill No. 88

The Corporation of the City of Hamilton

BY-LAW NO. 78-90

To Appoint:

DIRECTORS OF
THE HAMILTON PERFORMING ARTS CORPORATION INC.

WHEREAS Section 3 of The City of Hamilton Act, 1972, Chapter 178 as re-acted by S.O. 1975, Chapter 97, Section 3 and by Section 1 of The City of Hamilton Act, 1978 provides that the board of directors shall be comprised of at least thirteen members of whom four directors shall be members of council and seven directors shall not be members of council;

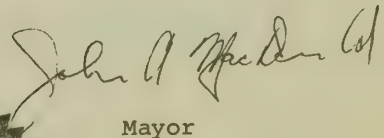
AND WHEREAS it is desirable to add two members of council and two persons who are not members of council to the Board of Directors.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following members of council shall be appointed directors for a term ending November 30, 1978:
 1. Alderman W. McCulloch
 2. Alderman P. Ford
2. The following non-members of council shall be appointed for a term of three years expiring December 31, 1980.
 1. D. M. Hector
 2. Jack C. Jaggard

PASSED this 28TH day of MARCH 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78-91

To Appoint:

A MEMBER OF THE HAMILTON PUBLIC LIBRARY BOARD

WHEREAS By-law No. 74-35, passed on the 12th day of February, 1974 under section 4 and subsection 4 of section 5 of The Public Libraries Act, R.S.O. 1970, C. 381, provides for the appointment of members of The Hamilton Public Library Board composed of the Mayor and three members appointed by Council;

AND WHEREAS the first appointments were for a term of office of one year, two years and three years and succeeding appointments are for a term of office of three years, members to hold office, in any event, until their successors are appointed;

AND WHEREAS the term of office of a member appointed for three years expired on January 31, 1977.

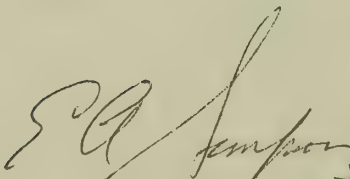
AND WHEREAS it is desirable to appoint a member for a term of office for three years.

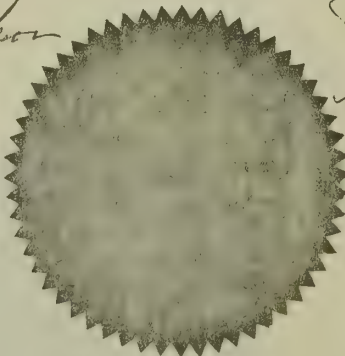
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

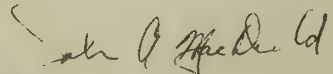
1. The following person is appointed a member of The Hamilton Public Library Board, to hold office until January 31, 1980:

1. Bernard Baskin

PASSED this 28TH day of MARCH 1978.


City Clerk




Mayor

Bill No.90

The Corporation of the City of Hamilton

BY-LAW NO. 78-92

To Amend:

Zoning By-law No. 6593

Respecting:

LODGING HOUSES AND BOARDING HOUSES

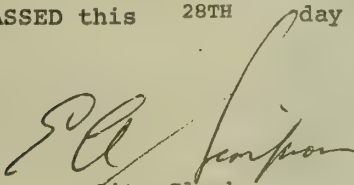
WHEREAS it is intended to amend the "D" (Urban Protected Residential - One and Two Family Dwellings) district of the General Zoning By-law No. 6593 respecting lodging houses and boarding houses;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clauses (v) and (vi) of subsection 1 of section 10 of By-law No. 6593, passed on the 25th day of July, 1950, are repealed.
2. Subsection 1 of section 10 of By-law No. 6593 is amended by adding thereto the following clauses:
 - (xa) an ordinary lodging house licensed as such for the accommodation of not more than six lodgers, who may also be boarded, and having care facilities operated or sponsored by public agencies.
 - (xb) a boarding house for the accommodation of not more than nine boarders, having care facilities operated or sponsored by public agencies.
3. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.
4. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28TH day of MARCH 1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 93

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE AREA BOUNDED BY OTTAWA STREET,
BEACH ROAD, WOODLEIGH AVENUE AND THE C.N.R.

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-52 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "H" (Community Shopping and Commercial, etc.) district and "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "K" (Heavy Industry, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "K" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. There shall be provided and maintained as a berm landscaped area abutting all of the easterly limit of the lands, a strip of land not less than 50 feet in width; and

- 2. There shall be provided and maintained as

- (a) a car parking area; or

- (b) a landscaped area,

abutting all the westerly limit of the landscaped berm area, a strip of land not less than 150 feet in width.

- 2 -

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "K" District provisions,

subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-567".

5. Sheet No. E-52 of the District Maps is amended by marking the lands referred to in section 1, "S-567".

6. The land referred to in section 1 shall be subject to section 19C of By-law No. 6593.

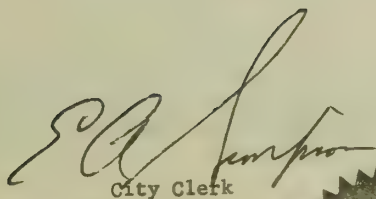
7. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

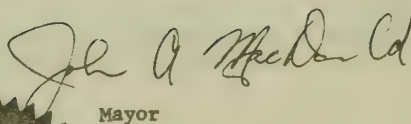
8. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

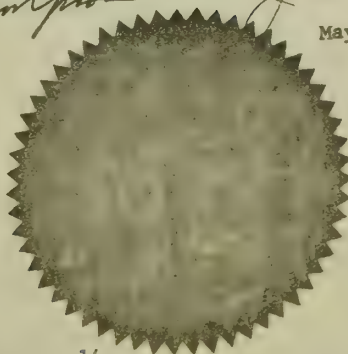
PASSED this 28TH day of

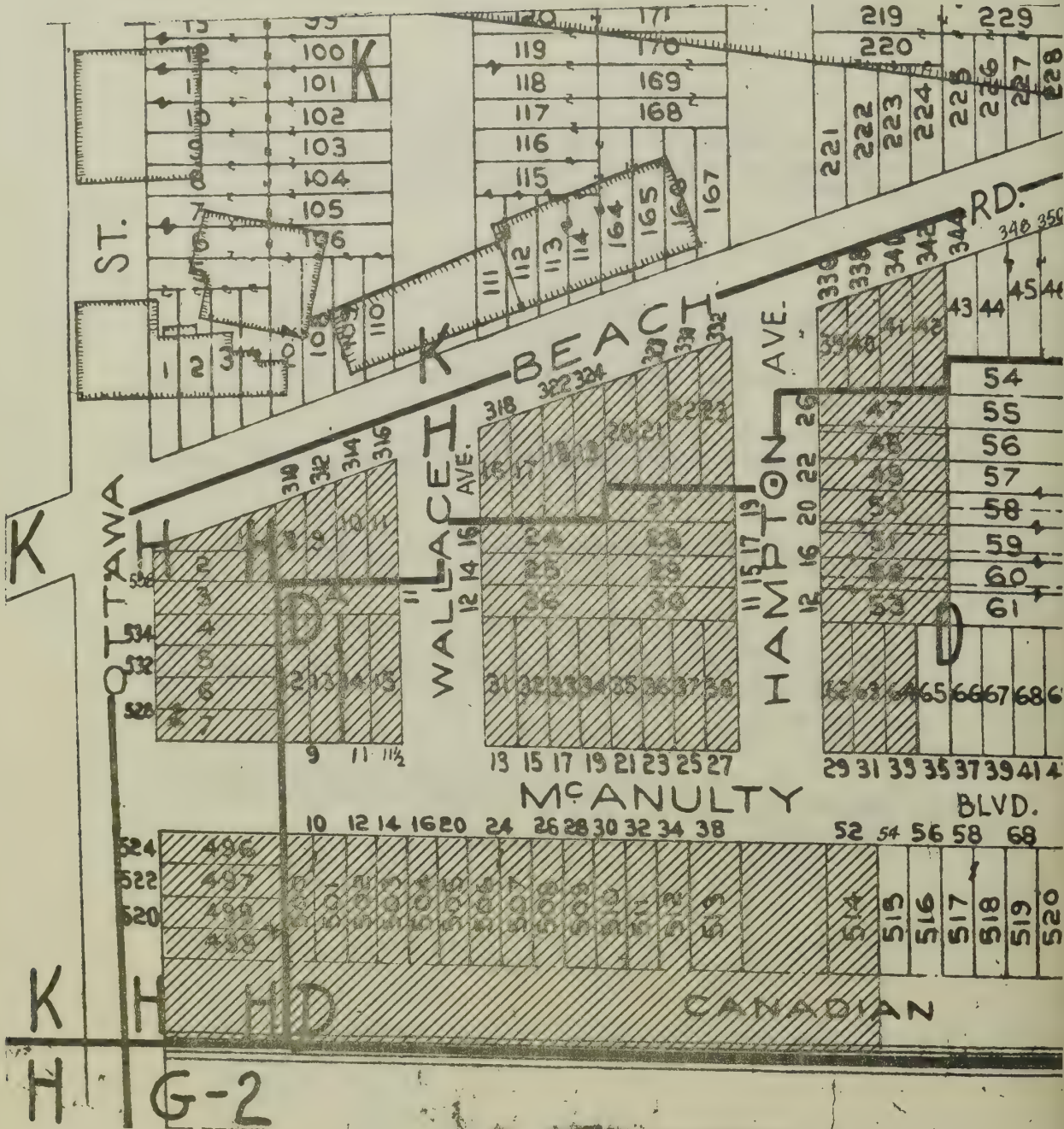
MARCH

1978.


City Clerk


Mayor





LEGEND



Lands on Part of Sheet No. E-52 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District and "D" (Urban Protected Residential-One and Two Family Dwellings, etc.) District to "K" (Heavy Industry, etc.) District.



Scale: 1"=100'

Bill No. 91

This is Schedule "A" to By-law No. 78- 93 passed the 28TH day of MARCH

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 94

To Appoint:

MUNICIPAL WEED INSPECTORS

WHEREAS subsection 1 of section 6 of The Weed Control Act, R.S.O. 1970, Chapter 493, provides that the council of a city shall pass by-laws appointing one or more persons as Municipal Weed Inspectors to enforce the Act;

AND WHEREAS the Council of the City of Hamilton passed By-law No. 66-85 on the 8th day of March, 1966 in accordance with The Weed Control Act, R.S.O. 1960, Chapter 427;

AND WHEREAS By-law No. 66-85 has been amended from time to time;

AND WHEREAS it is desirable to consolidate all the amendments into a new by-law, together with all appointments to date.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) The following person is hereby appointed chief municipal weed inspector:

1. Robert A. Morden.

(2) The chief municipal weed inspector is appointed to enforce The Weed Control Act within the City of Hamilton.

2. The following persons are hereby appointed municipal weed inspectors to enforce The Weed Control Act in the City of Hamilton:

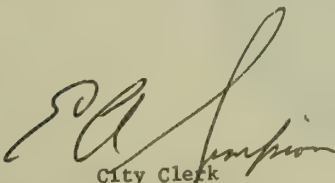
- | | |
|-----------------|-----------------|
| 1. W. Adlam | 13. W. Hall |
| 2. C. Bailey | 14. R. Hands |
| 3. J. Buzit | 15. G. Hitzroth |
| 4. J. Canary | 16. W. Hodd |
| 5. G. Cavael | 17. R. Kettle |
| 6. B. Court | 18. W. Lewis |
| 7. M. Crechiola | 19. L. Manning |
| 8. D. Danby | 20. V. Melo |
| 9. R. Day | 21. C. Rogers |
| 10. R. Duguay | 22. C. Troke |
| 11. A. Filice | 23. O. Wilson |
| 12. J. Fuller | |

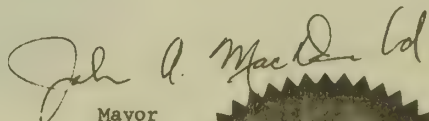
3. By-law No. 66-85, passed on the 8th day of March, 1966, as amended by By-laws Nos. 70-106, 73-154, 76-112 and 77-101, is repealed.

PASSED this 28TH day of

MARCH

1978.


City Clerk


Mayor

(1978) 8 R.T.E.C. 10, March 14



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 95

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF DUNDURN STREET
BETWEEN JONES STREET AND WOODBINE CRESCENT

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-21 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. The gross floor area of a building or structure shall not exceed two times the area of the lot on which the building or structure is situate.
2. The land shall be subject to section 19C of By-law No. 6593.

- 2 -

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "H" District provisions,

subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-566".

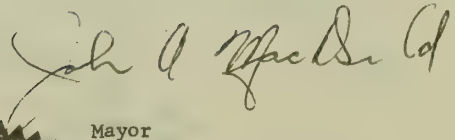
5. Sheet No. W-21 of the District Maps is amended by marking the lands referred to in section 1, "S-566".

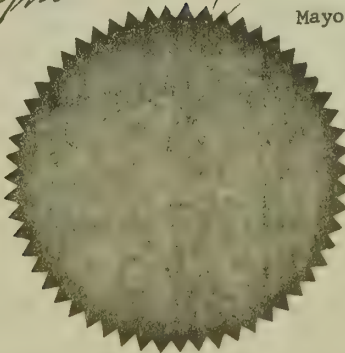
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

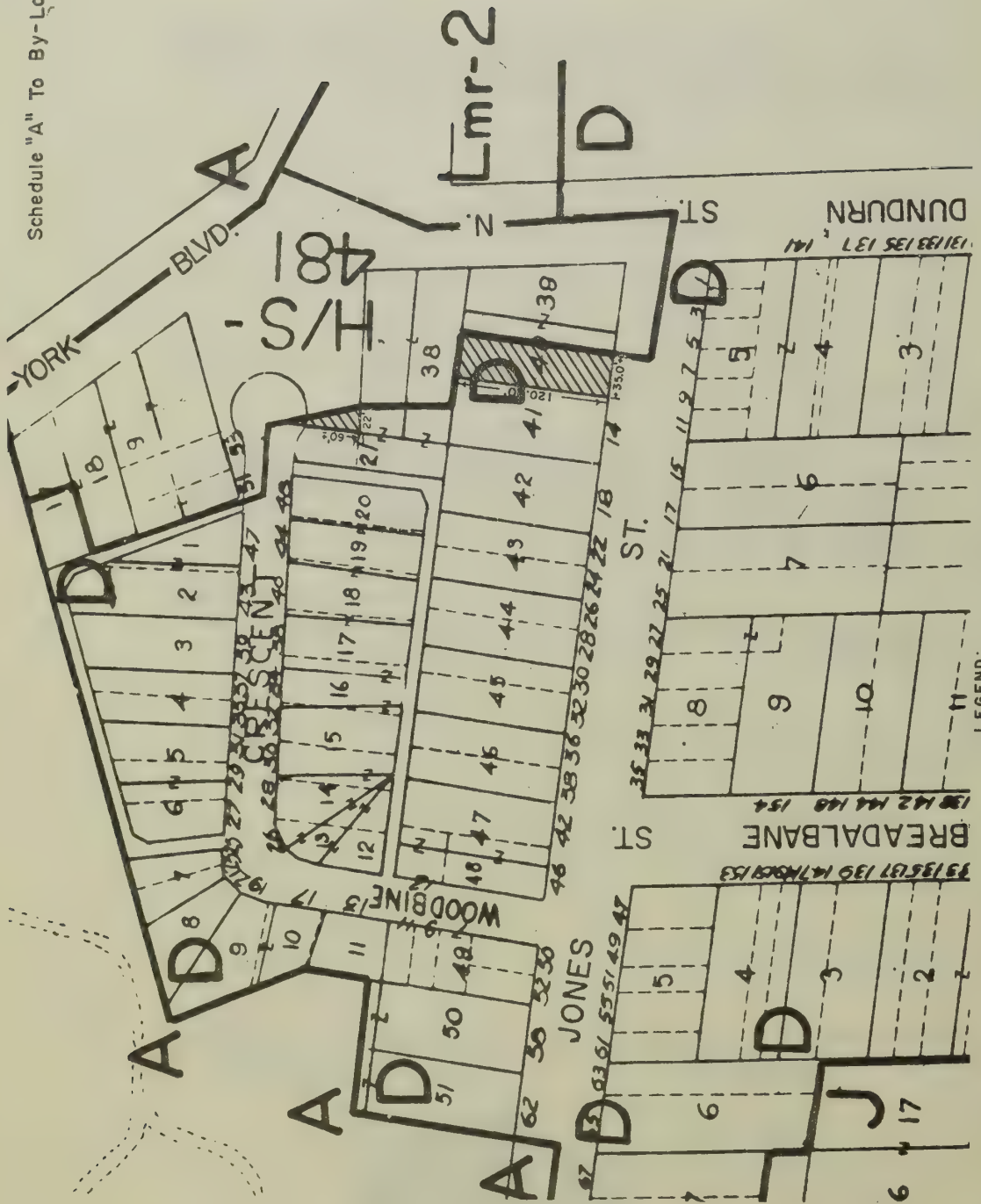
7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28TH day of MARCH 1978.


City Clerk


Mayor





Lands on Part of Sheet No. W-21 of The Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District.



Scale: 100' = 1"

LEGEND:



Bill No. 93

This is Schedule "A" to By-law No. 78-95 passed the 28TH day of MARCH

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 96

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS.
1183 AND 1211 UPPER SHERMAN AVENUE,

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "RT-20" (Townhouse-Maisonette) district and "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1, and
- (b) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in clause (b) of section 1 are amended to the extent only of the following variance as a special requirement:

- 1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land referred to in clause (b) of section 1 be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirement referred to in section 2.

- 2 -

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-565".

5. Sheet No. E-38B of the District Maps is amended by marking the lands referred to in clause (b) of section 1, "S-565".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

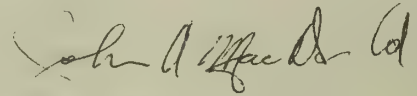
PASSED this 28TH

day of

MARCH

A.D. 1978.


City Clerk


Mayor

(1978) 2 R.P.D.C. 4, January 31
Mike's Custom Built Homes, Owner
Z.A. 77-79



Schedule 'A' to By-Law No. 78-96

PLAN SHOWING

PART LOT 8, CON. 7

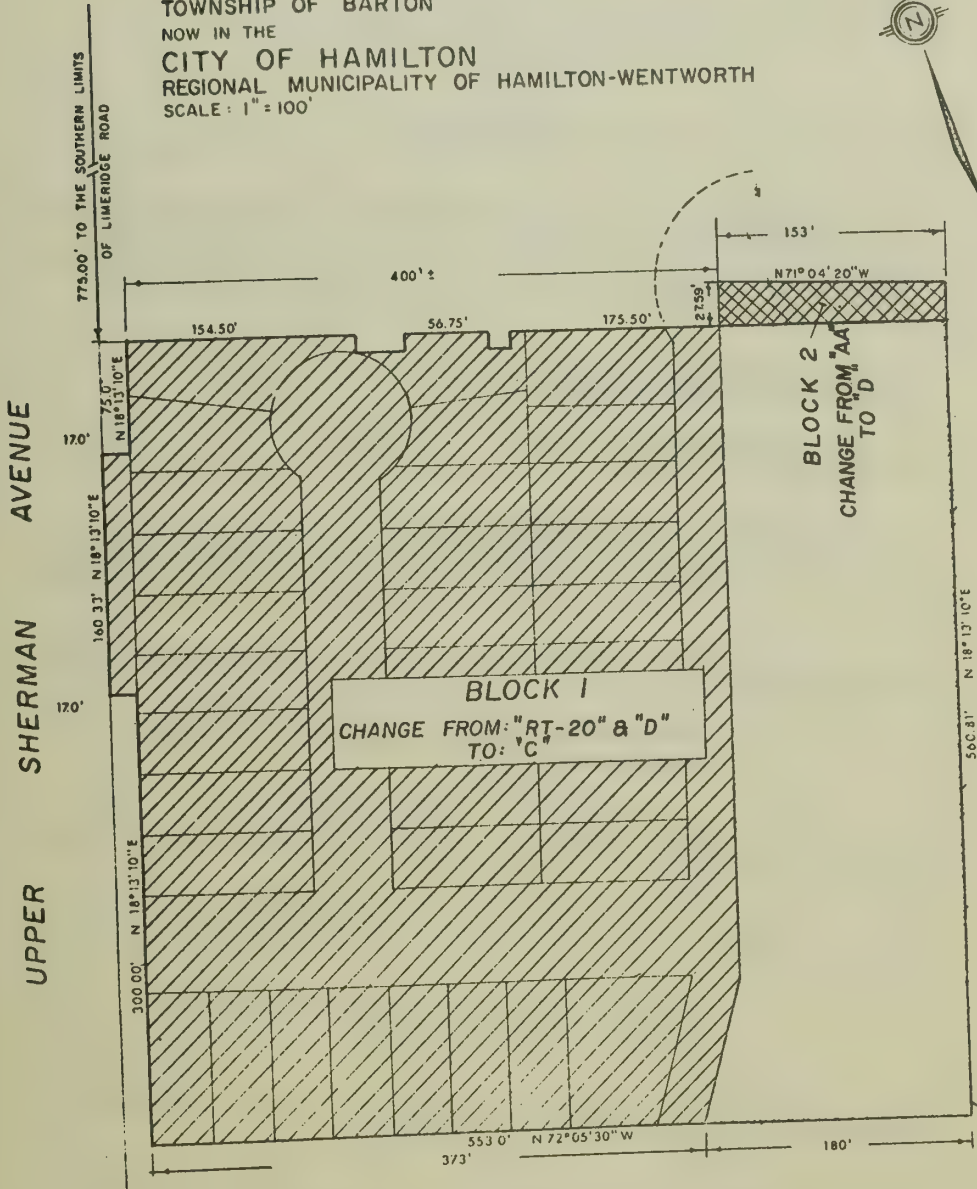
TOWNSHIP OF BARTON

NOW IN THE

CITY OF HAMILTON

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

SCALE: 1" = 100'



Bill No. 94

This is Schedule "A" to By-law No. 78-96 passed the 28TH day of MARCH

THE CORPORATION OF THE CITY OF HAMILTON

PA Simpson
City Clerk

John A. McDaniel
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 97

To Amend:

The Parks By-law No. 77-221

Respecting:

ENFORCEMENT

WHEREAS By-law No. 77-221 was enacted in accordance with section 352, paragraph 68 of The Municipal Act, R.S.O. 1970, Chapter 284, the Board of Park Management of the City of Hamilton having been dissolved in accordance with section 136 of The Regional Municipality of Hamilton-Wentworth Act, 1973;

AND WHEREAS it is desirable to revise the Parks By-law in order to clarify enforcement thereof.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clauses (a) and (q) of section 1 of By-law No. 77-221, passed on the 30th day of August, 1977, are amended by striking out "The Liquor Control Act" and inserting in lieu thereof "The Liquor Licence Act, 1975".
2. Section 1 of By-law No. 77-221 is amended by adding thereto the following clause:

(ea) "motorized snow vehicle" has the same meaning as in By-law No. 71-23.
3. Clause (p) of section 1 of By-law No. 77-221 is amended by adding at the end thereof "except a motorized snow vehicle".
4. Section 1 of By-law No. 77-221 is amended by adding thereto the following clause:

(1a) "residence" means a place that is actually occupied or used as a dwelling.
5. Subsection 2 of section 3 of By-law No. 77-221 is amended by striking out "or animal" in the first line.
6. Section 20 of By-law No. 77-221 is amended by inserting after "except" in the second line "in an area designated by the City for such animal or".
7. (1) Subsection 2 of section 24 of By-law No. 77-221 is repealed.
(2) Subsection 3 of section 24 of By-law No. 77-221 is amended by striking out "whether or not it is in the care or custody or possession of any person" in the third and fourth lines.
(3) Subsection 3 of section 24 of By-law No. 77-221 is renumbered section 2.

(4) Section 24 of By-law No. 77-221 is amended by adding thereto the following subsection:

(3) Subsections 1 and 2 shall not apply to a mobile home, recreational vehicle, trailer or tent that is designed for use as, and is being used as, a residence, in a section of the Park designated by the City for such use.

8. (1) Clause (a) of subsection 1 of section 26 of By-law No. 77-221 is amended by inserting after "a" in the second line "police".

(2) Clause (b) of subsection 1 of section 26 of By-law No. 77-221 is amended by inserting after "a" in the first line "police".

9. Subsection 2 of section 26 of By-law No. 77-221 is repealed and the following substituted therefor:

(2) Any person found in a Park between the hours of 11:00 o'clock in the afternoon and 6:00 o'clock in the forenoon,

(a) who fails to account satisfactorily for his or her presence to a police constable; or

(b) who fails to obey an order of a police constable to leave the Park,

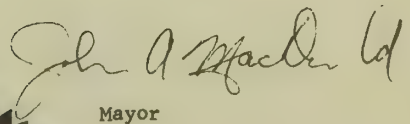
may be apprehended as a trespasser.

(3) Subsections 1 and 2 shall not apply where the person has prior written permission of the City, upon such terms and conditions as the City may specify.

10. Sections 51 and 52 are repealed.

PASSED this 28TH day of MARCH 1978.


City Clerk


Mayor



BY-LAW NO. 78 - 98

TO EXTEND LECLAIRE STREET
BY INCORPORATING A 1' RESERVE, BLOCK "C"
PLAN M-109

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as LeClaire Street by incorporating within its limits the lands described in Schedule "A" hereto.

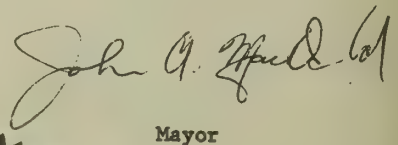
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

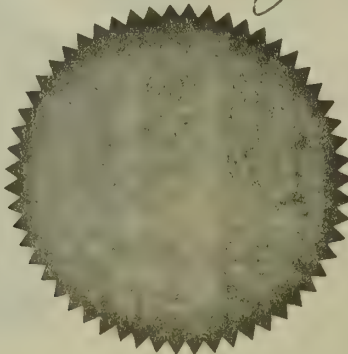
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of LeClaire Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28TH day of MARCH A.D. 1978.


City Clerk


Mayor

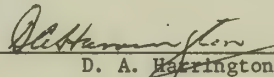


SCHEDULE "A"

DESCRIPTION FOR BY-LAW TO EXTEND LECLAIRE STREET
BY INCORPORATING 1' RESERVE BLOCK 'C'
PLAN M-109

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block 'C' according to Chateau Estates (Phase 1) filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-109.

The above described parcel shown in heavy outline on Plan N.S. 2303 Surveys hereto attached.


D. A. Harrington

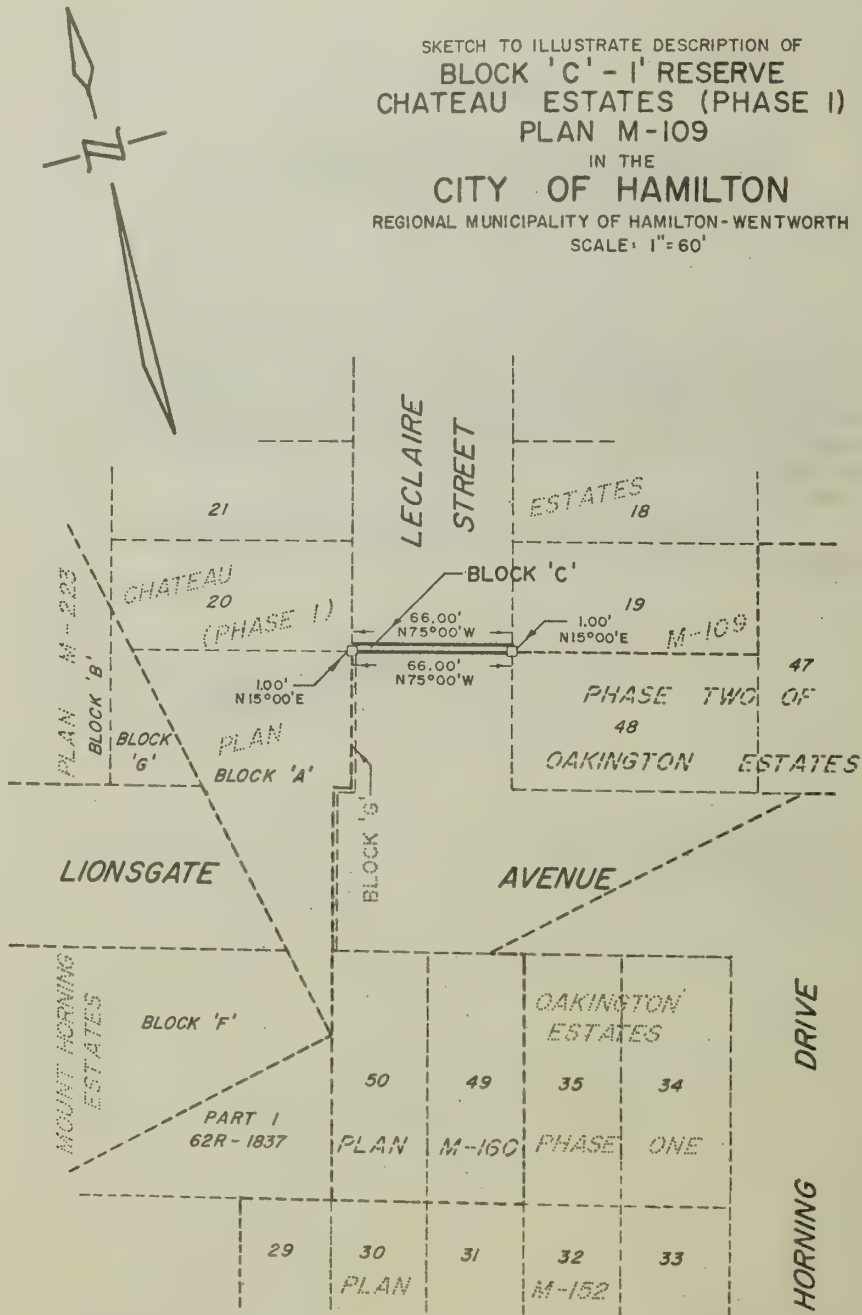
Ontario Land Surveyor

City Engineering Department
20 March 1978
DAH:jk

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
BLOCK 'C' - I' RESERVE
CHATEAU ESTATES (PHASE I)
PLAN M-109

IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1"=60'



NOTE

BEARINGS SHOWN HEREON ARE ASTRONOMIC AND ARE REFERRED TO THE SOUTHERN LIMIT OF CHATEAU ESTATES (PHASE I) ON A COURSE OF N77°23'W AS SHOWN ON REGISTERED PLAN M-109.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

LECLAIRE STREET - INCORPORATING BLOCK 'C' I' RESERVE INTO THE STREET.

SURVEY BY COMP.

FIELD BOOK

FILE No. 839-0001

DATE MARCH 1978

DRAWN BY RICK

REF. DWG'S P-685, P-995, P-1068.

CHECKED BY H.S.

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS-2303 SURVEYS

The Corporation of The City of Hamilton

BY-LAW NO. 78

To Amend:

Zoning By-law No. 6593

Respecting:

THE "H" (COMMUNITY SHOPPING COMMERCIAL, ETC.) DISTRICT

WHEREAS it is intended to delete from "H" (Community Shopping and Commercial, etc.) district provisions contained in subsection 1 of below and to establish requirements for privacy fences and planting strips;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of the Corporation of The City of Hamilton enacts as follows:

1. Clause H of subsection 2 of section 2 By-law No. 6593 passed on the 25th day of July, 1950, is amended by adding thereto the following subclause:

(vib) Privacy fence means a fence not less than four feet and not greater than six feet in height providing a screen to the interior of the lot or tract of land from public view from the exterior of the fence.

2. Clause (viii) of subsection 1 of section 14 of By-law No. 6593 is amended by inserting after "district" in the first line "except a restaurant, massage parlour and public bath," so that it shall read as follows:

(viii) Any Commercial use as permitted in an "E" or "G" district except a restaurant, massage parlour and public bath, without limitation of the number of employees.

3. Clause (i) of subsection 1 of section 13B of By-law No. 6593, passed on the 25th day of July, 1950, is amended by adding at the end thereof "except that clause (xviib) shall not apply".

4. Subsection 1 of section 13B of By-law No. 6593 is amended by adding thereto the following clauses:

(1a) A tavern;

- 2 -

- (1b) A billiard room, bowling alley, shooting gallery, penny arcade, public hall, music hall, theatre or other place of amusement except a travelling show within the meaning of The Travelling Shows Act, and and excepting also a carnival show, circus, trained animal show, merry-go-round, roller coaster, race tract and other such places of amusement;
- (1c) An undertaker's establishment or funeral home if there is no crematorium.

5. Clause (xii) of subsection 1 of section 14 of By-law No. 6593 is repealed.

6. Clause (xiii) of subsection 1 of section 14 of By-law No. 6593 is repealed.

7. Clause (xiv) of subsection 1 of section 14 of By-law No. 6593 is amended by striking out at the beginning thereof "An undertaker's establishment or funeral home if there is no crematorium".

8. Subsection 1 of section 14 of By-law No. 6593 is amended by adding thereto the following subsection:

- (xviib) An enlargement or expansion of,
 - (a) a restaurant;
 - (b) a massage parlour;
 - (c) a public bath;
 - (d) a tavern;
 - (e) a billiard room, bowling alley, shooting garrery, penny arcade, public hall, music hall, theatre and any other such place of amusement;
 - (f) an undertaker's establishment or funeral home, if there is no crematorium;

existing on the date of the passing of By-law No. 78 and in accordance with the "H" District provisions.

9. Clause (c) of subsection 1 of section 14A of By-law No. 6593 is amended by striking our "xii" and "xiii" in the first line.

10. Subsection 1 of section 14A of By-law No. 6593 is amended by adding thereto the following clauses:

- (ca) A tavern;

- 3 -

- (cb) A billiard room, bowling alley, shooting gallery, penny arcade, public hall, music hall, theatre or other place of amusement except a travelling show within the meaning of the Travelling Shows Act, and excepting also a carnival show, circus, trained animal show, merry-go-round, roller coaster, ract track and other such places of amusement;
- (cc) An undertaker's establishment or funeral home if there is no crematorium.

11. Section 14 of By-law No. 6593 is amended by adding thereto the following sections:

- (6) There shall be provided and maintained for every public use and for outdoor storage areas a privacy fence along all rear and side lot lines abutting residential districts.
- (7) There shall be provided and maintained to separate all areas containing more than five parking spaces from abutting residential uses or districts,
 - (a) a planting strip not less than ten feet in width containing a combination of berms and vegetation, and
 - (b) a privacy fence,
 - (i) along the lot lines abutting residential districts, or
 - (ii) along the interior perimeter of the planting strip adjacent to the residential uses or districts.

12. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

13. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

Received first and second readings on March 28, 1978,

City Clerk

Mayor

Bill No. 99

The Corporation of the City of Hamilton

BY-LAW NO. 78- 99

To Adopt:

Official Plan Amendment No. 337

Respecting:

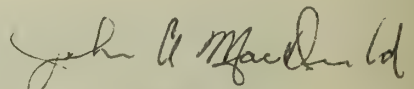
LAND IN THE BLOCK BOUNDED BY JOHN STREET¹
YOUNG STREET, CATHARINE STREET AND FOREST AVENUE

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 337 of the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in Section 1 above, as may be requisite be obtained and for the doing of all things for the purpose thereof.

PASSED this 28TH day of MARCH 1978.


City Clerk


Mayor

(1978) 10 R.P.D.C. 1(a), March 28



AMENDMENT NO. 337 of the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 337.

PURPOSE:

To change the land use designation established in a prescribed area.

LOCATION:

Lands in the block bounded by John Street, Young Street, Catharine Street and Forest Avenue.

BASIS:

It is proposed that lands in the block bounded by John Street, Young Street, Catharine Street and Forest Avenue be used for combined commercial and residential purposes and that the present designation of these lands be changed accordingly.

ACTUAL CHANGE:

That the designation of the lands outlined in red on Schedule "A" be changed from "Residential" to "Commercial".

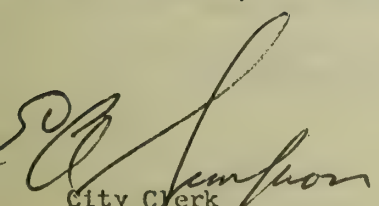
IMPLEMENTATION:

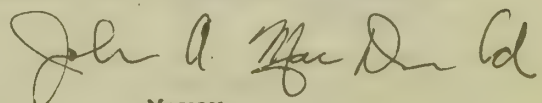
A Restricted Area By-Law will give effect to the intended combined commercial and residential use of the subject lands.

Bill No. 99

is Schedule 1 to By-law No. 78-99 passed the 28TH day of MARCH

THE CORPORATION OF THE CITY OF HAMILTON

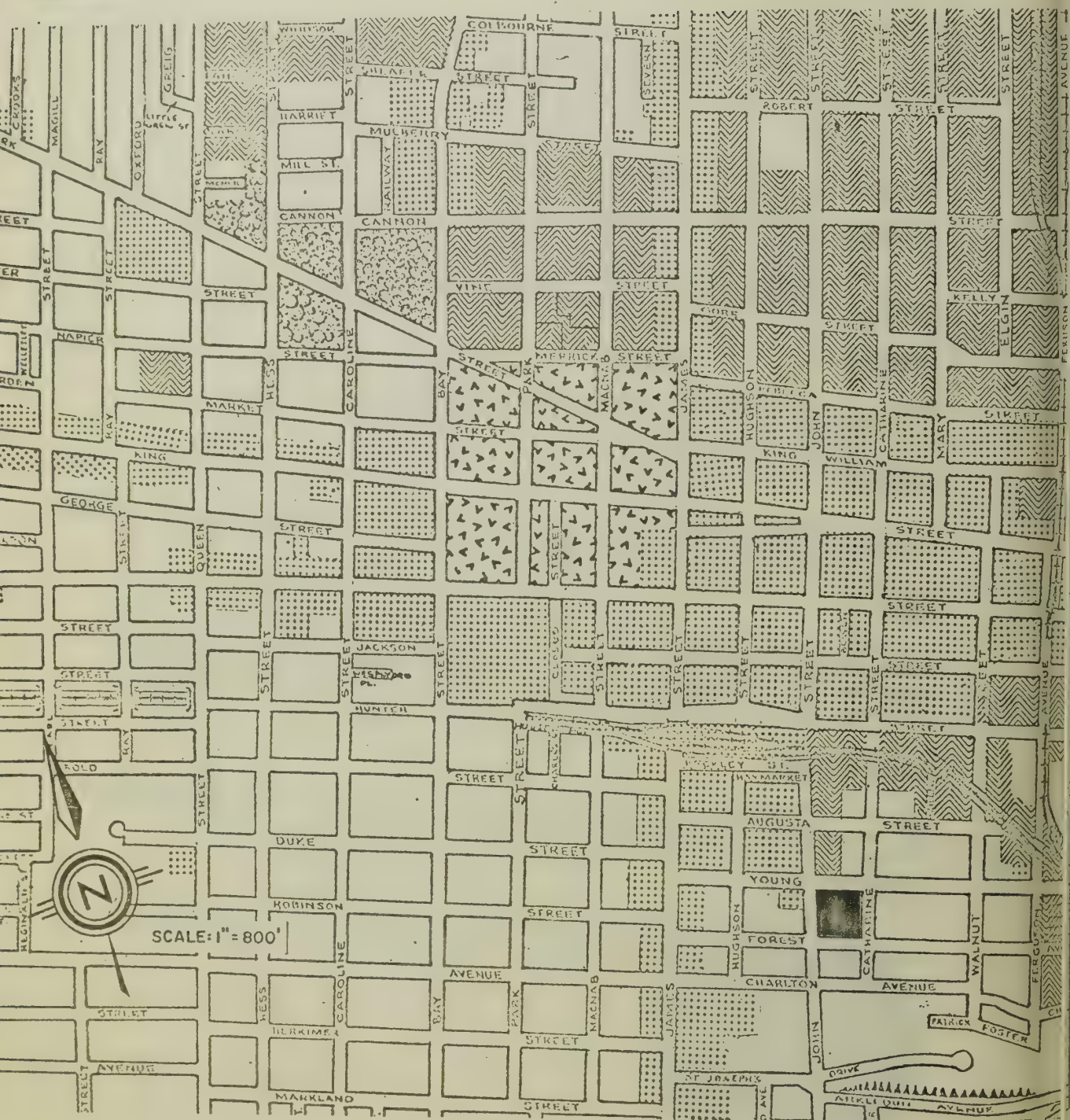

City Clerk


Mayor

to the Official Plan

of the Hamilton Planning Area.

CHANGE FROM "RESIDENTIAL" TO "COMMERCIAL"



COMMERCIAL

INDUSTRIAL

DOWNTOWN

RECREATION, CIVIC
AND CULTURAL

書

RESIDENTIAL

The Corporation of the City of Hamilton

BY-LAW NO. 78-100

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE BLOCK BOUNDED BY JOHN STREET,
YOUNG STREET, CATHARINE STREET AND FOREST AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-5 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "E-3" (High Density Multiple Dwellings) district to "CR-2" (Commercial - Residential) district the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "CR-2" District provisions applicable to the lands referred to in Section 1 are amended to the extent only of the following variances as special requirements,

- 1. Notwithstanding subsection 16 of section 15B of By-law No. 6593,
 - (a) the residential gross floor area shall not exceed 187,500 square feet, and
 - (b) the commercial gross floor area shall not exceed 64,200 square feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "CR-2" District provisions,

subject to the special requirements referred to in section 2.

- 2 -

4. By-law NO. 6593 is amended by adding this by-law to section 19B as "S-572".

5. Sheet No. E-5 of the District Maps is amended by marking the lands referred to in section 1, "S-572".

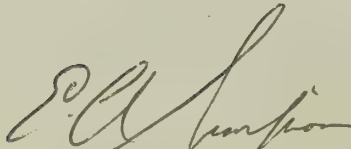
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

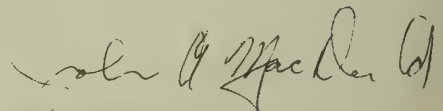
7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28TH day of

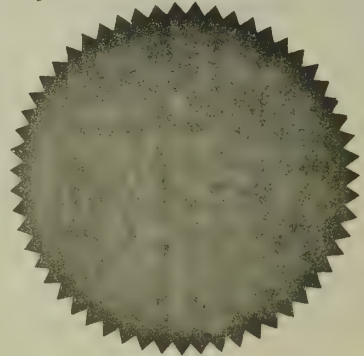
MARCH

1978.


City Clerk


Mayor

(1978) 10 R.P.D.C. 1(b), March 28
City Initiative 77-Y



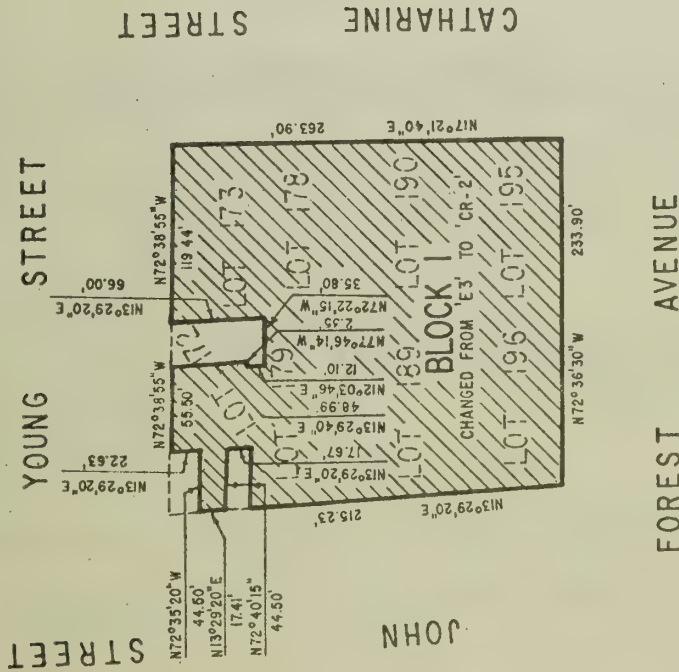
PLAN TO SHOW

LOTS 173, 178, 179, 189, 190, 195 AND 196
AND PART OF LOT 172

GEORGE HAMILTON'S SURVEY

CITY OF HAMILTON - COUNTY OF WENTWORTH

SCALE 1" = 100'



SCHEDULE A TO BY LAW No.

Engineers
Surveyors
Planners
Environmental Consultants

Marshall Macklin Monaghan
Limited
103 JOHN STREET S. HAMILTON, 529-5319

Drawn by: V.Z.A. | Chk. by: D.J.H. | Scale: 1" = 100' | Doc. No. L-2184

DATE: JULY, 1976

D. J. HOWE - Ont. Land Surveyors

Bill No. 100

This is Schedule 'A' to By-law No. 78-100 passed the 28TH day of MARCH

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 101

To Authorize:

VOTING MACHINES, ETC.

WHEREAS subsection 2 of section 42 of The Municipal Elections Act, 1977, S.O. 1977, Chapter 62 provides as follows:

(2) In place of using ballot papers under this Act, the council of a municipality may, by by-law passed on or before the 1st day of April in an election year, authorize the use at elections of voting machines, voting recorders or other voting devices, and a copy of any such by-law shall be forwarded by the clerk of the municipality to the Minister forthwith after it is passed;

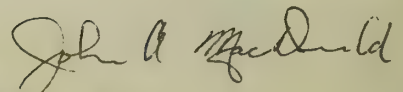
AND WHEREAS it is desirable to provide for voting machines, voting recorders or other voting devices in the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The use at elections of voting machines, voting recorders or other voting devices, is hereby authorized.

PASSED this 28TH day of MARCH 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78- 102

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED NORTH OF BARTON STREET
RESIDENTIAL PROPERTY AT MUNICIPAL NO. 82 NIAGARA STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "K" District provisions of By-law No. 6593, passed on the 25th day of July, 1950 as amended by By-law No. 77-262, passed on the 25th day of October, 1977, applicable to the lands the extent and boundaries of each of which Blocks are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Subsection 5 of section 17 of By-law No. 6593 as enacted by section 2 of By-law No. 77-262, shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "K" District provisions,

subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-576".

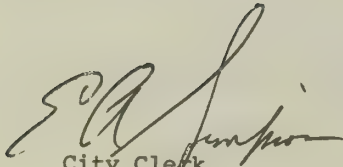
4. Sheet No. E-20 of the District Maps is amended by marking the lands referred to in section 1, "S-576".

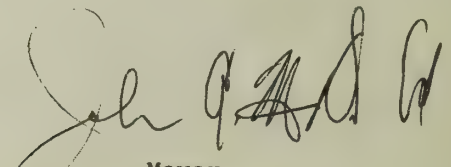
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

- 2 -

6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of March 1978.


City Clerk


Mayor

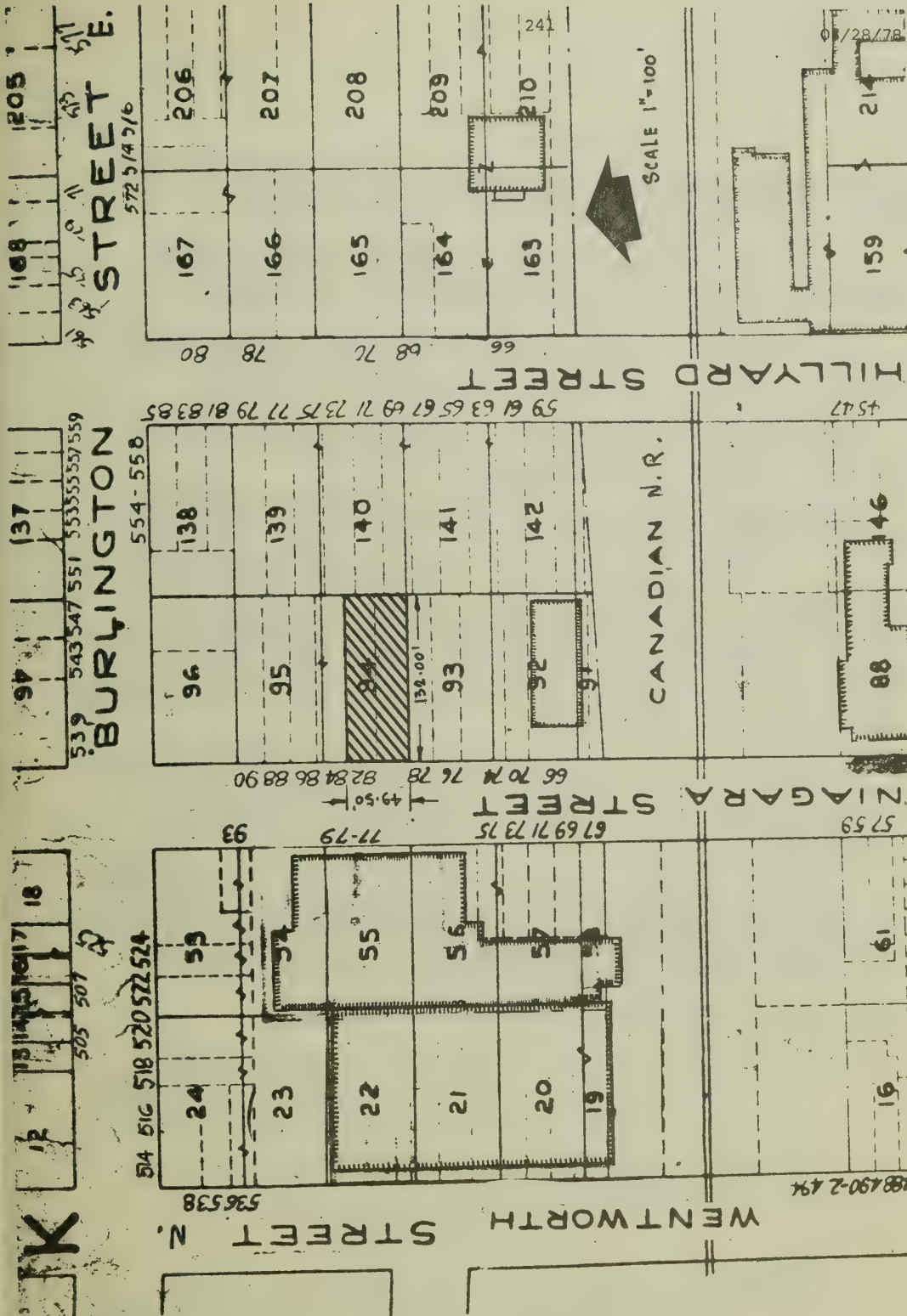
(1978) 10 R.P.D.C. 5, March 28
City Initiative, 78-G



City Clerk

CORPORATION OF THE CITY OF HAMILTON
J. H. A. D. C.
Mayor

Lands on part of Sheet No. E-20 of the zoning district maps to be regulated by By-law No. 78-102



BY-LAW NO. 78-

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28th DAY OF A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

Read a first and second time on this 28th day of March, 1978

City Clerk

Mayor

The Coporation of The City of Hamilton

BY-LAW NO. 78 - 104

To Amend:

Zoning By-law No. 6593

Respecting:

THE "H" (COMMUNITY SHOPPING AND COMMERCIAL, ETC.) DISTRICT

WHEREAS it is intended to delete from "H" (Community Shopping and Commercial, etc.) district provisions contained in subsection 1 of section 14 of Zoning By-law No. 6593, certain permitted uses as set out below and to establish requirements for privacy fences and planting strips;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause H of subsection 2 of section 2 of By-law No. 6593, passed on the 25th day of July, 1950, is amended by adding thereto the following subclause:

(vib) privacy fence means a fence not less than four feet and not greater than six feet in height providing a screen to the interior of the lot or tract of land from public view from the exterior of the fence.

2. Clause (viii) of subsection 1 of section 14 of By-law No. 6593 is amended by inserting after "district" in the first line "except a restaurant, massage parlour and public bath," so that it shall read as follows:

(viii) Any commercial use as permitted in an "E" or "G" district except a restaurant, massage parlour and public bath, without limitation of the number of employees.

3. Clause (i) of subsection 1 of section 13B of By-law No. 6593, passed on the 25th day of July, 1950, is amended by adding at the end thereof "except that clause (xvii) of Section 14 shall not apply".

4. Subsection 1 of section 13B of By-law No. 6593 is amended by adding thereto the following clauses:

(1a) A tavern;

- 2 -

- (1b) A billiard room, bowling alley, shooting gallery, penny arcade, public hall, music hall, theatre or other place of amusement except a travelling show within the meaning of The Travelling Shows Act, and excepting also a carnival show, circus, trained animal show, merry-go-round, roller coaster, race track and other such places of amusement;
- (1c) An undertaker's establishment or funeral home if there is no crematorium.

5. Clause (xii) of subsection 1 of section 14 of By-law No. 6593 is repealed.

7. Clause (xiv) of subsection 1 of section 14 of By-law No. 6593 is amended by striking out at the beginning thereof "An undertakers establishment or funeral home if there is no crematorium".

8. Subsection 1 of section 14 of By-law No. 6593 is amended by adding thereto the following subsection:

- (xviib) The uses and an enlargement or expansion of,
 - (a) a restaurant;
 - (b) a massage parlour;
 - (c) a public bath;
 - (d) a tavern;
 - (e) a billiard room, bowling alley, shooting gallery, penny arcade, public hall, music hall, theatre and any other such place of amusement;
 - (f) an undertaker's establishment or funeral home, if there is no crematorium;

existing on the date of the passing of By-law No. 78 - 104 are hereby permitted in accordance with the "H" District provisions.

9. Clause (c) of subsection 1 of section 14A of By-law No. 6593 is amended by striking out "xii" and "xiii" in the first line.

10. Subsection 1 of section 14A of By-law No. 6593 is amended by adding thereto the following clauses:

- (ca) A tavern;

- 3 -

- (cb) A billiard room, bowling alley, shooting gallery, penny arcade, public hall, music hall, theatre or other place of amusement except a travelling show within the meaning Of the Travelling Shows Act, and excepting also a carnival show, circus, trained animal show, merry-go-round, roller coaster, race track and other such places of amusement;
- (cc) An undertaker's establishment or funeral home if there is no crematorium.

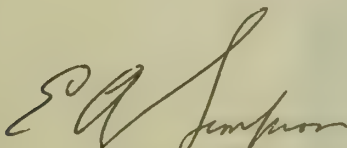
11. Section 14 of By-law No. 6593 is amended by adding thereto the following sections:

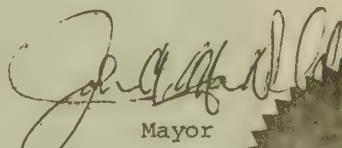
- (6) There shall be provided and maintained for every public use and for outdoor storage areas a privacy fence along all rear and side lot lines abutting residential districts.
- (7) There shall be provided and maintained to separate all areas containing more than five parking spaces from abutting residential uses or districts,
- (a) a planting strip not less than ten feet in width containing a combination of berms and vegetation, and
- (b) a privacy fence,
- (i) along the lot lines abutting residential districts, or
- (ii) along the interior perimeter of the planting strip adjacent to the residential uses or districts.

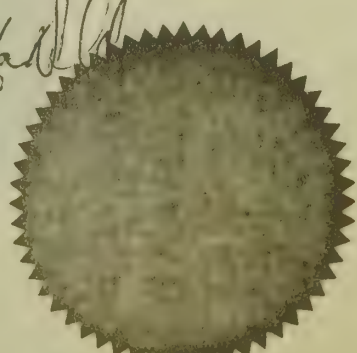
12. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

13. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

Received first and second readings on March 28, 1978,
Reconsidered second reading, amended, and finally passed on the
29th day of March, 1978.


City Clerk


Mayor



BY-LAW NO. 78- 103

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF MARCH A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

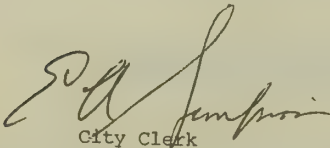
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

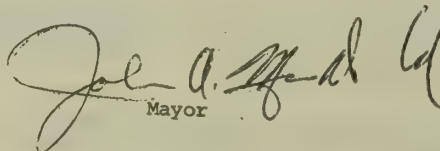
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

Read a first and second time on this 28th day of March, 1978.

Received third reading and finally passed on the 29th day of March 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78-106.

To Amend:

Hamilton Municipal Retirement Fund By-law No. 7970

Respecting:

ADJUSTMENT TO PENSIONS OF MEMBERS OF
THE FIRE DEPARTMENT AT THE TIME OF ENTITLEMENT
TO A PENSION UNDER THE CANADA PENSION PLAN

WHEREAS the Hamilton Municipal Retirement Fund By-law No. 7970 provides that the pension of members of the Fire Department of the City of Hamilton who retire at 60 years of age is reduced prior to their entitlement at 65 years of age, to a pension under the Canada Pension Plan;

AND WHEREAS subsection 4 of section 250 of The Municipal Act, R.S.O.1970, Chapter 284 provides that the reduction shall commence in the year the member is entitled to a pension under the Canada Pension Plan;

AND WHEREAS it is desirable that By-law No. 7970 be amended so as to provide that the pension of members of the City of Hamilton Fire Department retiring at age 60 shall not have their pension reduced until they become entitled to receive a pension under the Canada Pension Plan.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Article XI of By-law No. 7970, passed on the 15th day of February, 1957 is amended by adding the following section thereto:

4. (1) Notwithstanding section 1, the pension of a member of the Fire Department of the City of Hamilton,

(a) who, after 35 years of service retires voluntarily and without a disability prior to the normal retirement age of 60 years; or

(b) who retires at the normal retirement age of 60 years,

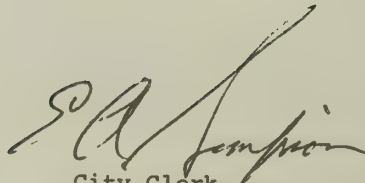
shall not be reduced at the age of 60 years by .7 percent as provided in section 1 of Article XI, until the member becomes entitled to a pension under the Canada Pension Plan.

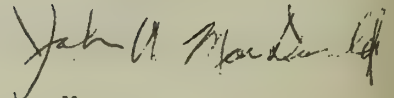
(2) The pension of the member of the Fire Department referred to in clause (a) of subsection (1), shall be reduced by .7 percent as provided in section 1 of Article XI until the member attains normal retirement age of 60 years.

READ A FIRST AND SECOND TIME on the 25th day of January,
1977.

RE-INTRODUCED, AMENDED AND RE-READ A FIRST AND SECOND
TIME on the 31st day of January 1978.

READ A THIRD TIME AND FINALLY PASSED on the 11th day
of April 1978, the approval of the Ministry of The
Treasury, Economics and Intergovernmental Affairs, having been
received on the 20th day of March 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 107

To Amend:

Zoning By-law No. 6593

Respecting:

DUNDURN PARK

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "A" (Conservation, Open Space, Park and Recreation) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedules "A" and "A1", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding section 7 of By-law No. 6593, a restaurant use shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "A" District provisions,

subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-569".

4. Sheets Nos. W-11 and W-21 of the District Maps are amended by marking the lands referred to in section 1, "S-569".

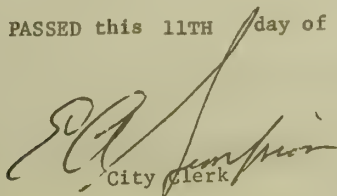
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

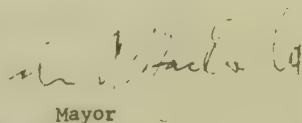
6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 11TH day of

APRIL

A.D. 1978.


City Clerk


Mayor

[illegible]

LEGEND

Lands on Sheet No. W-11 of the Zoning District Maps to be regulated by
By-Law No. 78 - 107

Bill No. 105

This is Schedule "A" to By-law No. 78-107 passed the 11th day of April, 1978

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

LEGEND

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 108

To Amend:

By-law No. 76-205

Respecting:

STIPELEY NEIGHBOURHOOD

LAND LOCATED AT MUNICIPAL NO. 1084 KING STREET EAST

WHEREAS Restricted Area By-law No. 76-205, passed on the 29th day of June, 1976, implements the Stipeley Neighbourhood Plan by establishing zoning changes;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, the Minister having approved Official Plan Amendment No. 316 on the 7th day of June, 1976;

AND WHEREAS it is desirable to further amend By-law No. 76-205 by modifying the "DE-2" (Multiple Dwellings) district regulations to permit conversion of the existing residential building for office use and a sign in relation thereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 76-205, passed on the 29th day of June, 1976, is amended by adding thereto the following section:

4b. The "DE-2" District provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule A4a, are amended only to the extent of the following variances as special requirements:

1. The existing residential building may be converted only to the following commercial use:
 - (i) an office.
2. An accessory use to the use permitted under paragraph 1 as follows:
 - (i) one ground sign or wall sign or projecting sign.
3. No sign shall be provided and maintained that,
 - (a) exceeds four square feet in area; and
 - (b) is other than non-illuminated or other than illuminated by non-flashing indirect or interior means only; and
 - (c) is located less than 5 feet from the nearest street line.

- 2 -

2. By-law No. 76-205 is amended by adding schedule "A" hereto annexed and forming part of this by-law as schedule "A4a".

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-568".

4. Sheet No. E-33 of the District Maps is amended by marking the land shown on a plan hereto annexed as schedule "A", "S-568"

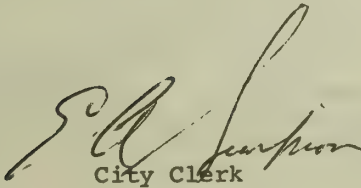
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

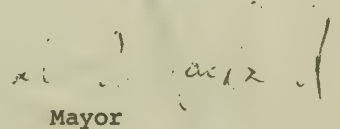
6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 11TH day of

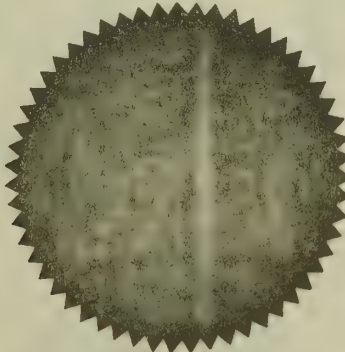
APRIL

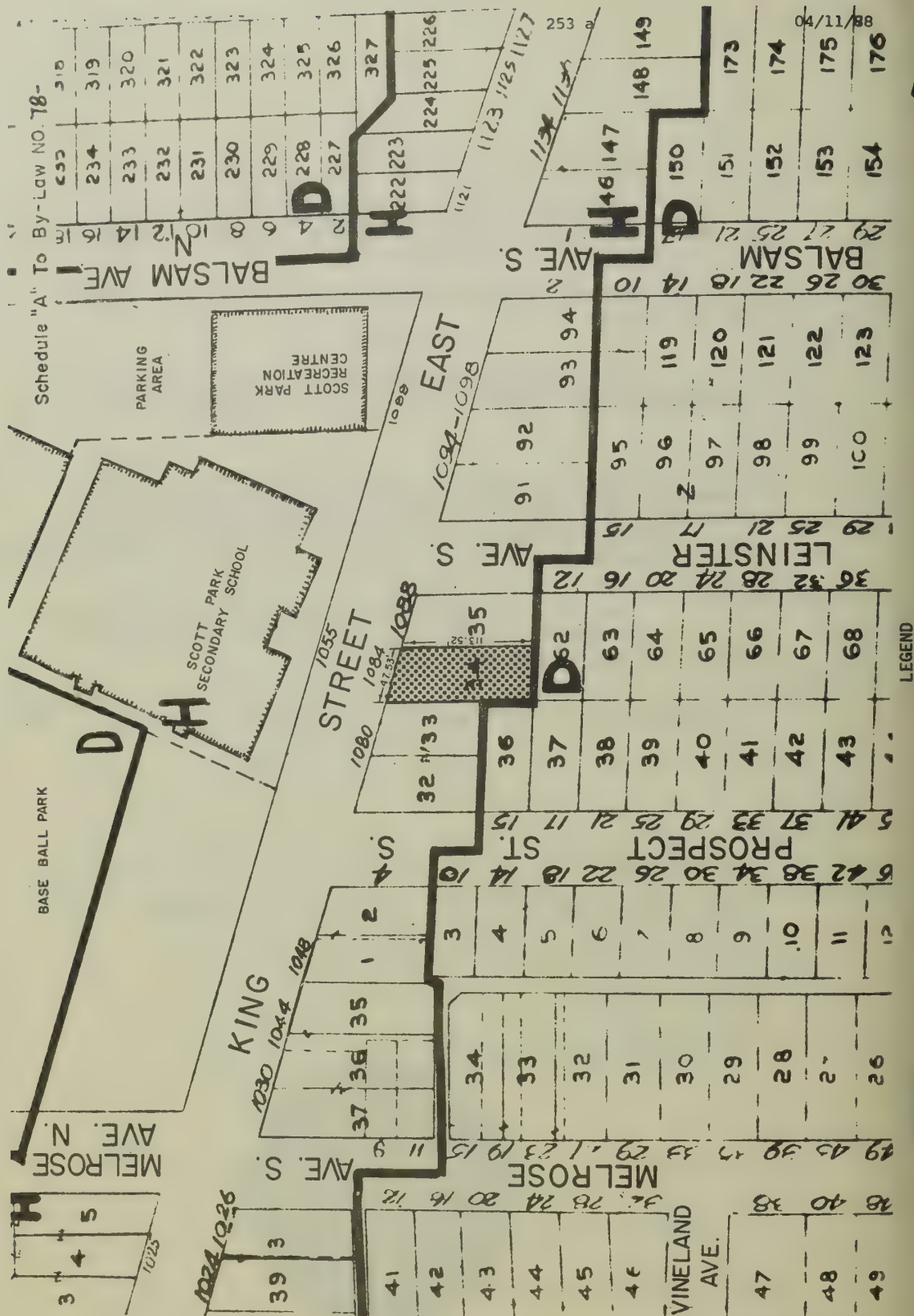
A.D. 1978.


City Clerk


Mayor

(1978) 6 R.P.D.C. 1, February 28
Shane M. Watson, Owner
Z.A. 77-86





This is Schedule "A" to By-law No. 78-108 passed the 11th day of April, 1978 and is Schedule "A4a" to By-law No. 76-205, passed on the 29th day of June, 1976.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

BY-LAW NO. 78 - 109

TO WIDEN LIMERIDGE ROAD,
SOUTH SIDE, EAST OF UPPER OTTAWA STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

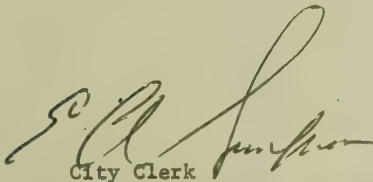
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Limeridge Road by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Limeridge Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11TH day of APRIL A.D. 1978.


City Clerk

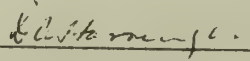

Mayor



SCHEDULE "A"

Description for By-law to widen Limeridge Road
south side, east of Upper Ottawa Street

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 4, Concession 7, Township of Barton and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on April 27th, 1977, as Plan 62R-3528.



D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
16 May 1977
DAH:jb

256

LIMERIDGE

ROAD

PART 1

INSTRUMENT No. 45549 BARTON (REM)

PART 2

PART 3

SURVEYOR'S CERTIFICATE

THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT AND THE REGISTRY ACT AND THE REGULATIONS MADE THEREUNDER. THE SURVEY WAS COMPLETED IN THE 25TH DAY OF MARCH 1971.

to have any the
D A HARRINGTON
INTAKE AND OUTPUT

HEAT WAVE, NEUTRON AND ASTRONOMICAL AND ARE INFERRED
TO THE IN AND COORDINATE SYSTEM FROM 10 CENTRAL
MERIDIAN 19 TO WEST LONGITUDE

LEGEND

SIGN THIS: *NOTES A STANDARD IRON BAR 1 1/2" x 1/4" x 1/4"
SIGN THIS: *NOTES AN IRON BAR 5/8" x 3/4" x 1/4"
SIGN THIS: *NOTES A ROUNI IRON BAR 3/4" x 1/4" x 1/4"
BY: *NOTES A G. BOTTING

[illegible]

STONE CHURCH ROAD

APPROVED

PLAN No. SS-1408

SURVEYS

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 110

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Quebec Street and other streets;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of the Corporation of the City of Hamilton did adopt Item 1 of the 36th Report of the Traffic and Engineering Committee on the 29th day of November, 1977;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 9th day of March, 1978, issue Order No. E 78150, approving the application of the Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$258,600.00, and
- (b) the issue by the Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$65,569.00 for the purpose.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$258,600.00.
2. The share or portion of the estimated cost of the works in the amount of \$65,569.00 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

- 2 -

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by the Regional Municipality of Hamilton-Wentworth -

- (a) to the extent sufficient to provide an amount not exceeding \$65,569.00, and
- (b) repayable over a term not exceeding fifteen years, chargeable to the Corporation of the City of Hamilton.

4. The City Engineer is hereby authorized to -

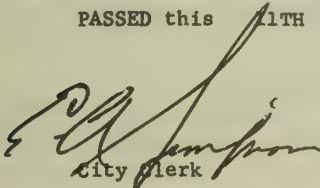
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

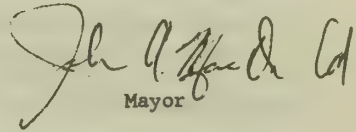
5. The Mayor and City Clerk are hereby authorized to execute on behalf of the Corporation of the City of Hamilton all contracts necessary for the construction of the works.

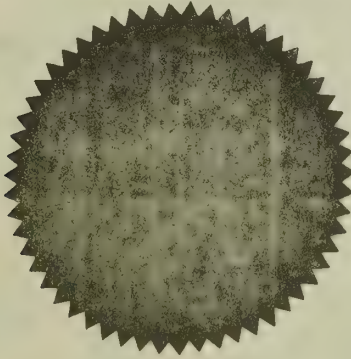
PASSED this 11TH day of

APRIL

A.D. 1978


City Clerk


Mayor



SCHEDULE "A"

The Construction of:

	<u>ESTIMATED COST</u>	<u>DEBENTURES</u>
<u>ALLEYWAY</u>		
1. Between West Avenue and Wellington Street from King William Street to Wilson Street	\$17,600.00 ¹	\$ 7,502.67
<u>ROADWAYS, on:</u>		
2. QUEBEC STREET from Brampton Street to Rennie Street	79,200.00	15,298.33
3. VITTORITO AVENUE from Highridge Avenue to 820 feet westerly	52,300.00	15,050.00
4. GRAYS ROAD from Frances Avenue to Lakegate Drive	87,700.00	17,740.00
<u>CONCRETE CURBS, on:</u>		
5. GRAYS ROAD (west side) from Frances Avenue to Lakegate Drive	8,600.00	3,768.00
<u>COMBINED WALK AND CURB, on:</u>		
6. VITTORITO AVENUE (north side) from 130 feet west of Highridge Avenue to 690 feet westerly	13,200.00	6,210.00

at the costs and charges not exceeding those set out below:

City's share	\$193,031.00
Owners' share	65,569.00
	<u>\$258,600.00</u>

Per foot frontage:	Alleyway	\$ 8.00
	Road	10.00
	Concrete Curb	4.00
	Combined Walk and Curb	9.00

Fifteen annual instalments

BY-LAW No. 78 - 111

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 22 (Hamilton Street Railway Bus Routes) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding the following Table, namely:-

"Aberdeen Alternate Route

From MacNab and Robinson, east on Robinson to James, south on James to Forest, east on Forest to John, north on John, thence regular route."

2. Schedule 23 (Hamilton Street Railway Bus Stops) is hereby amended;

(a) by adding to the Inbound Column of the Aberdeen Table, the following items, namely:-

"Robinson at James
Forest at James (FS)
Forest at John".

(b) by adding to the Inbound Column of the Cannon Table, the following item, namely:-

"Reid, 125 ft. north of Dunsmuir (FS)".

(c) by adding to the Outbound Column of the Barton Table, the following item, namely:-

"Osborne at Melvin (FS)".

3. Schedule 25 (Parking Time Limits) is hereby amended by deleting from Section 7 (Three Hour Limit) the following item, namely:-

"Shaw North Emerald to Douglas",

and by adding thereto the following item, namely:-

"Leeming Both Barton to Cannon".

4. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following item, namely:-

"Empress North Upper James to 145 ft. east",

and by adding thereto the following items, namely:-

"Congress Cres. South Mount Albion to westerly end
Congress Cres. North Mount Albion to 200 ft. westerly".

5. Schedule 27 (Alternate Side Parking) is hereby amended by adding thereto the following item, namely:-

"Empress, North South".
Upper James to East 6th

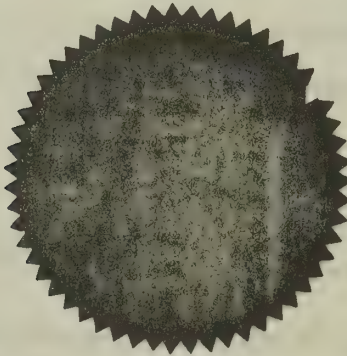
6. Schedule 34 (Permit Parking) is hereby amended by adding thereto the following item, namely:-

"Shaw North Douglas to Emerald".

PASSED this 11TH day of APRIL , A.D. 1978.

E. A. Simpson
City Clerk

John A. Mankin
Mayor



BY-LAW No. 78 - 112

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 7 (Weight Restrictions on Certain Bridges) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby amended by deleting therefrom the following item, namely:-

"Chatham Street, bridge over railway 8 Tons".

2. Schedule 9 (Through Highways) is hereby amended by deleting therefrom the following item, namely:-

"Catharine Street from the southerly limit of Barton Street to the northerly limit of Charlton Avenue, except at the intersections of Cannon, Wilson, King William, King, Main, Hunter and Young Streets."

and by adding thereto the following item, namely:-

"Catharine Street, from the southerly limit of Cannon Street to the northerly limit of Charlton Avenue, except at the intersections of Wilson, King William, King, Main, Hunter and Young Streets."

3. Schedule 10 (Stops at Intersections) is hereby amended by adding thereto the following items, namely:-

"David	Northbound and Southbound	Howe
East 14th	Northbound and Southbound	Inchlee
Inchlee	Eastbound and Westbound	East 15th
East 16th	Northbound and Southbound	Inchlee
Inchlee	Eastbound and Westbound	East 17th
West 34th	Northbound and Southbound	Angela
West 32nd	Northbound and Southbound	Angela
West 31st	Northbound and Southbound	Leslie
West 27th	Northbound and Southbound	Leslie
Price	Southbound	Leslie
West 24th	Northbound	Leslie
Westminster	Northbound and Southbound	Westcliffe
Robert	Eastbound and Westbound	Catharine".

4. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following items, namely:

"West 34th	Northbound and Southbound	Angela
West 32nd	Northbound and Southbound	Angela
West 31st	Northbound and Southbound	Leslie
West 27th	Northbound and Southbound	Leslie
Price	Southbound	Leslie
West 24th	Northbound	Leslie
Westminster	Northbound and Southbound	Westcliffe
David	Northbound and Southbound	Howe
Inchlee	Eastbound and Westbound	East 14th
East 15th	Northbound and Southbound	Inchlee
East 16th	Northbound and Southbound	Inchlee
Inchlee	Eastbound and Westbound	East 17th".

PASSED this 11TH day of APRIL, A.D. 1978.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-113

To Provide For:

THE MAKING OF LOANS FOR REPAIRS TO
REGISTERED OWNERS-OCCUPANTS

WHEREAS By-law No. 74-74, passed on the 30th day of April, 1974, provides for standards of maintenance and occupancy of property in the City of Hamilton in accordance with section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS subsection 1 of section 37 of The Planning Act provides as follows:

- (1) When a by-law under section 36 is in force in a municipality, the council of the municipality may pass a by-law for providing for the making of loans to the registered owners or assessed owners of lands in respect of which a notice has been sent under subsection 6 to pay for the whole or any part of the cost of the repairs required to be done, or of the clearing, grading and levelling of the lands, on such terms and conditions as the council may prescribe;

AND WHEREAS it is desirable to establish a programme in the City of Hamilton for making the grants or loans.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) "actual cost of repairs" means the cost of repairs approved by the City;
 - (b) "adjusted family income" means the aggregate gross annual income from all sources of the principal wage earner of a family and his or her spouse including any income derived from a co-owner of the property after deducting therefrom,
 - (i) the annual gross income of the spouse, or the sum of \$1,000.00, whichever is the lesser; and
 - (ii) the sum of \$300.00 for each dependent child living in the dwelling unit;
 - (c) "applicant" means an owner-occupier who applies for a loan;
 - (d) "certificate" means a certificate under subsection 3 of section 37 of The Planning Act;
 - (e) "City" means the City of Hamilton;
 - (f) "City Clerk" means the clerk of the City;

- 2 -

- (g) "contractor" means the person undertaking the repair of the dwelling approved by the City as capable of complying with the requirements of The Property Standards By-law;
- (h) "department" means the Department of Community Development of the City of Hamilton;
- (i) "dwelling" means the residence in respect of which a loan is sought under this by-law;
- (j) "eligible repairs" means the repairs required to be made under The Property Standards By-law in respect of which a notice has been served under subsection 6 of section 36 of The Planning Act;
- (k) "gross debt service ratio" means the total mortgage payments, taxes and repayments under loan programmes as a percentage of the gross family income;
- (l) "maximum loan" means a loan to an owner-occupant equal to \$7,500;
- (m) "O.H.R.P." means the Ontario Home Renewal Programme;
- (n) "owner-occupant" means the registered owner, in fee simple, of land in respect of which a notice has been sent under subsection 6 of section 36 of The Planning Act, who is also the occupant of the land;
- (o) "rehabilitation" means the work required to bring a dwelling up to the standards set out in The Property Standards By-law;
- (p) "Property Standards Officer" has the same meaning as in By-law No. 77-47;
- (q) "R.R.A.P." means Residential Rehabilitation Assistance Programme;
- (r) "similar programme" means a programme sponsored by Ontario or Canada or both, similar to O.H.R.P. or R.R.A.P.

2. Every owner-occupant,

- (a) who resides in a dwelling on the land;
- (b) who has residing with him in the dwelling unit on the land at least one dependant under the age of eighteen years or is attending school full-time; and
- (c) whose adjusted family income does not exceed \$17,500,

may apply for a loan not exceeding the maximum loan to pay for the whole or part of the cost of repairs required to be done to the dwelling in which the owner-occupant resides.

3. The owner-occupant shall apply by filing with the department an application in form and content satisfactory to the department and declared as to the truth of the content by statutory declaration.

- 3 -

4. The owner-occupant shall, at the time of making application or upon request of the department, furnish the department with information under oath satisfactory to the department that,

- (a) the dwelling unit requires repair in accordance with The Property Standards By-law; and
- (b) the owner-occupant is not in arrears of municipal property taxes.

5. (1) Upon compliance with sections 2 and 3, the Property Standards Officer shall inspect the dwelling for the purpose of determining the eligible repairs.

(2) A statement of eligible repairs shall be mailed by ordinary prepaid post to the applicant, or delivered to him.

6. (1) No loan shall be made,

- (a) where the owner-occupant has not complied with sections 3 and 4; and
- (b) unless the City is satisfied that the applicant is the registered owner of the dwelling.

7. Notwithstanding any other provision of this by-law, no loan shall be made unless the City has available loan funds for which an application has been made.

8. Where a loan may be made to an applicant, the amount of the loan shall not exceed the actual cost of repairs required to be done under The Property Standards By-law, less any amounts obtained or obtainable by the owner-occupant under O.H.R.P. or R.R.A.P., or a similar programme, and in no case shall the amount exceed the maximum loan.

9. In addition to any other matters that the City may determine relevant, the gross debt service ratio of the applicant shall be taken into account in any consideration of an application.

10. The owner-occupant shall, in addition to any other terms and conditions otherwise imposed by the City as a condition of the loan, repay the loan in accordance with the following terms and conditions:

- 1. Payments shall be made monthly on account of the loan together with interest at the rate of 3% calculated quarterly and not in advance for a maximum term of fifteen years or such lesser term as the City may require.
- 2. Where, at the end of a five-year period, the City has determined that the owner-occupant has the ability to pay at a rate of interest not greater than the prime lending rate in effect at that time, the City may require the owner-occupant,

- 4 -

- (a) to pay a higher interest rate than the 3% referred to in paragraph 1, but not greater than the prime lending rate; or
- (b) to pay the balance of the loan together with accrued interest due and owing at the end of the last day of the month of the fifth year of a five-year period.
- 3. In the event of a default of payment of either principal or interest at such times as they are required to be paid under this section, the balance of the loan outstanding shall, together with interest to the date of default immediately become due and payable.
- 4. In the event of a sale or lease of the dwelling, the balance of the loan due and owing together with accrued interest to the date of the sale or the lease, shall immediately become due and payable.

11. Where a loan and accrued interest become due and payable under paragraphs 3 and 4 of section 10, the clerk shall add the amount of the balance of the loan and accrued interest to the collector's roll and shall collect the loan and interest in like manner as municipal taxes.

12. Every applicant whose application has been approved by the Council of the City, shall before the loan is made, enter into an agreement with the City satisfactory to the City, containing such terms and conditions of the loan as the City may require.

13. Every agreement shall, in addition to any other terms and conditions, require that the applicant assume full and complete responsibility for the selection of the contractors undertaking the repairs of the dwelling.

14. Where a loan has been made, every person who is an owner-occupant at the time the loan was made, or his estate, shall continue liable to make payments on account of the loan in accordance with this by-law.

15. No payment of the amount of the loan for the repair of the dwelling shall be made to the owner-occupant and the contractor until the Property Standards Officer certifies to the City Treasurer that the repairs have been made in accordance with the requirements of The Property Standards By-law.

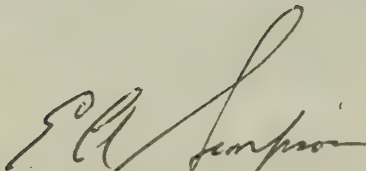
16. Payment of monies shall be made by cheque payable to the owner-occupant and the contractor and forwarded to the owner for remittance to the contractor, after a certificate is registered.

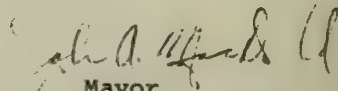
17. The clerk shall register a certificate in accordance with subsection 3 of section 37 of The Planning Act.

- 5 -

18. Nothing in this by-law shall oblige the City to make a loan to an applicant.

PASSED this 11TH day of APRIL 1978.


City Clerk


Mayor

(1978) 5 R.P.D.C. 4, February 28



The Corporation of the City of Hamilton

BY-LAW NO. 78- 114

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED BETWEEN MUNICIPAL NOS.
824 AND 866 UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-37C of the District Maps appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "RT-10" (Townhouse - Maisonette) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. Clause (iii) of subsection 1 of section 10 shall not apply.
2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot except that a minimum side yard of 4 feet shall be required for that side of a lot directly flanking a street.
3. Notwithstanding section 10(4)(i) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 30 feet and an area of at least 3,000 square feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirements referred to in section 2.

-2-

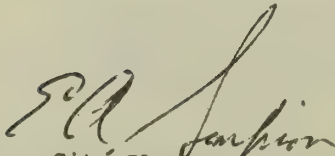
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-564".

5. Sheet No. W-37C of the District Maps is amended by marking the lands referred to in section 1, "S-564".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

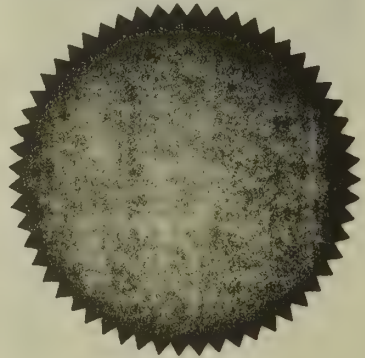
7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

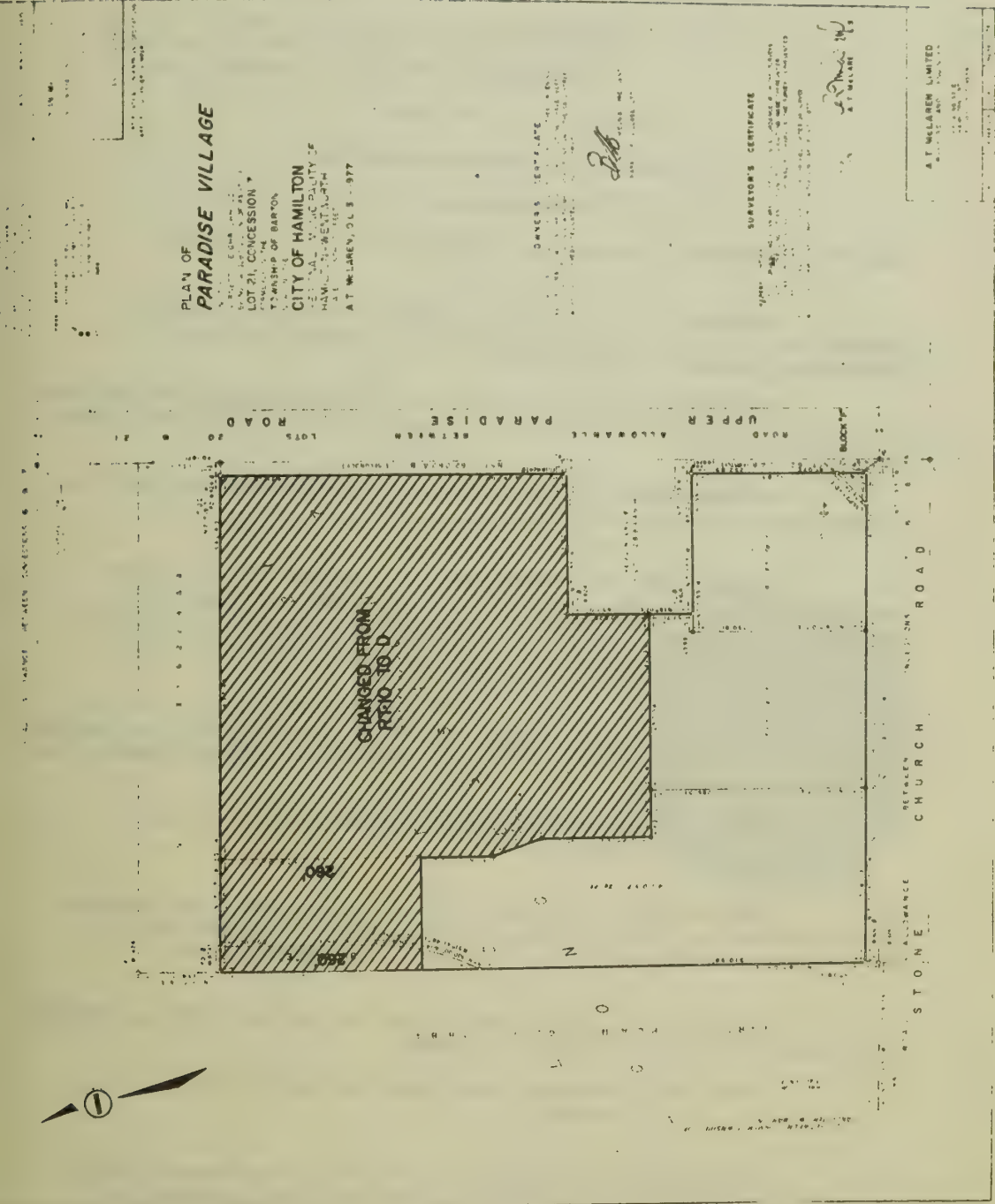
PASSED this 11TH day of APRIL A.D. 1978.


City Clerk


Mayor

(1978) 2 R.P.D.C. 2, January 31
Paradise Village Limited, Owner
Z.A. 77-72





Bill No. 112

This is Schedule "A" to By-law No. 78-114 passed the 11TH day of APRIL, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-115

To Amend:

Zoning By-law No. 6593

As Amended by By-law No. 78-104

Respecting:

THE "H" (COMMUNITY SHOPPING AND COMMERCIAL, ETC!) DISTRICT

WHEREAS it is intended to amend By-law No. 6593 as amended by By-law No. 78-104, so as not to apply to certain properties listed in schedule "A";

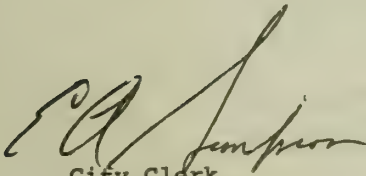
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

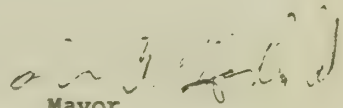
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (1b) of subsection 1 of section 13B of By-law No. 6593, passed on the 25th day of July, 1950, as enacted by section 4 of By-law No. 78-104, passed on the 29th day of March, 1978, is amended by striking out "except a travelling" in the 3rd line and the 4th, 5th, 6th, 7th and 8th lines.
2. Subsection 1 of section 13B of By-law No. 6593, as amended by section 4 of By-law No. 78-104, is amended by adding thereto the following clause:
 - (ia) Any commercial use permitted in an "E" or "G" District.
3. Clauses (1a), (1b) and (1c) of subsection 1 of section 13B of By-law No. 6593, as enacted by section 4 of By-law No. 78-104, are renumbered (ib), (ic) and (id), respectively.
4. Subsection 1 of section 14A of By-law No. 6593 is amended by adding thereto the following clause:
 - (cd) Any commercial use permitted in an "E" or "G" District.
5. Notwithstanding By-law No. 78-104, a restaurant shall be permitted on the land located at the municipal numbers set out in schedule "A" hereto annexed and forming part of this by-law.
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

Read a first time, read a second time, amended, read a third time and finally passed this 11TH OF APRIL, A.D. 1978.


City Clerk


Mayor

(1978) 12 R.P.D.C. 1, April 11



Schedule "A" to By-law No. 78-115

202 Cannon Street East

402 Concession Street

162 Jackson Street East

249 James Street North

137 John Street South

9 Kenilworth Avenue North

310 Kenilworth Avenue North

275 King Street East

419 King Street East

235-237 King Street West

824 King Street West

220-222 Locke Street South

401 Main Street East

635-639 Main Street East

1319 Main Street East

1353 Main Street East

437-443 Main Street West

1481 Main Street West

976 Main Street East

435 York Blvd.

Bill No. 114

This is Schedule "A" to By-law No. 78-115

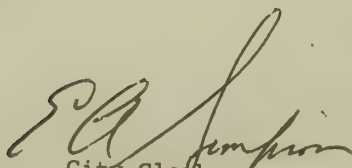
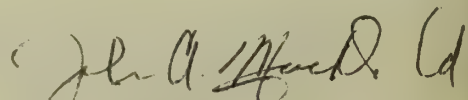
passed on the

11TH day of

APRIL

A.D. 1978.

THE CORPORATION OF THE CITY OF HAMILTON


City Clerk
Mayor

BILL NO. 115

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 116

To Amend By-law No. 75-263 to Authorize the Construction of Stage 2 of Mohawk Sports Park being Sports Fields and Changeroom Facilities

WHEREAS By-law No. 75-263 was passed by the Council of The Corporation of the City of Hamilton on the 30th day of September, A.D. 1975, authorizing the construction of Stage 2 of Mohawk Sports Park being Sports Fields and Changeroom Facilities at an estimated cost of \$400,000.00, which amount is to be financed by the issue of debentures repayable over a term not exceeding twenty (20) years, as approved by the Ontario Municipal Board by Order dated the 5th day of September, 1975;

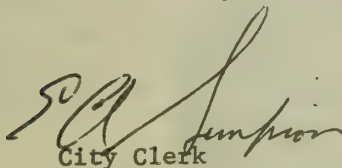
AND WHEREAS By-law No. 77-295 passed by the Council of The Corporation of the City of Hamilton on the 29th day of November, A.D. 1977, amended the said By-law No. 75-263 by increasing the estimated cost of the said construction to \$565,000.00, provided that no part of the additional \$165,000.00 shall be debentured, as approved by the Ontario Municipal Board by Orders dated September 20 and October 28, 1977;

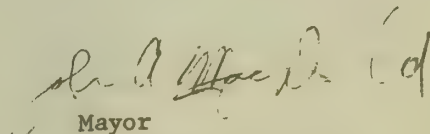
AND WHEREAS the Ontario Municipal Board by Order dated the 20th day of March, 1978, approved of the said construction at a further revised cost of \$640,000.00, provided that no part of the additional \$75,000.00 shall be debentured.

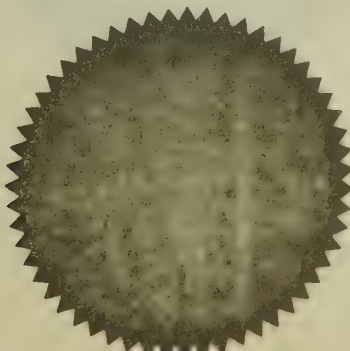
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows -

1. By-law No. 75-263 as amended by By-law No. 77-295 is hereby further amended by deleting from Section 1 the figure "\$565,000.00" where the same appears therein and substituting therefor the figure "\$640,000.00".

PASSED this 11 day of April, A.D. 1978


City Clerk


Mayor



BY-LAW NO. 78- 117

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 11TH DAY OF APRIL A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

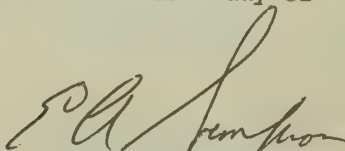
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by, by-law;

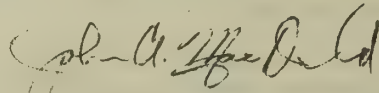
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

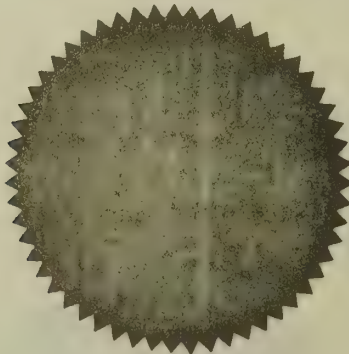
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 11TH day of APRIL A. D., 1978.


City Clerk


Mayor



Bill No. 116

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 78-

TO CONTROL NOISE

WHEREAS section 95a of The Environmental Protection Act, 1971 as enacted by section 3 of The Environmental Protection Amendment Act, 1974 (No. 2) provides as follows:

- 95a (1) The councils of local municipalities, may, subject to the approval of the Minister, pass by-laws,
- (a) regulating or prohibiting the emission of sounds or vibrations;
 - (b) providing for the licensing of persons, equipment and premises, or any of them, with respect to the emission of sound or vibration;
 - (c) prescribing maximum permissible levels of sounds or vibrations that may be emitted;
 - (d) prescribing procedures for determining the levels of sounds or vibrations that are emitted,

and such a by-law may make different provisions for different areas of a local municipality and may make provisions for exempting any person, equipment or premises from any provision of the by-law for such period of time and subject to such terms and conditions as may be set out or provided for in the by-law.

- (2) A by-law passed by the council of a local municipality pursuant to subsection 1 may adopt by reference, in whole or in part, with such changes as the council considers necessary, any code, formula, standard, or procedure and may require compliance with any code, standard or procedure so adopted.
- (3) Part XXI of The Municipal Act applies to by-laws passed under this section.

AND WHEREAS it is desirable to regulate or prohibit undesired sound and undesired vibration prejudicial to the public health and welfare in order to produce a satisfactory acoustic environment wherein the character and magnitude of all sounds or vibrations are compatible with the satisfactory use of any premises or other place for its intended purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 1. "applicable Publication" means a Publication referred to in the provisions of this by-law including a schedule thereto;
 2. "authorized emergency vehicle" has the same meaning as in Traffic By-law No. 66-100;
 3. "certificate" means a certificate of Competency in Environmental Acoustics Technology of a specified class issued by the Minister in accordance with Schedule 1 - Publication NPC-102 - Certificate;
 4. "Chief Noise Control Officer" means the official who is the certificate holder appointed by the council for the purpose of the administration and enforcement of this by-law;
 5. "City" means the municipality of the City of Hamilton;
 6. "constable" means a police constable who is a member of the Hamilton-Wentworth Regional Police Force;
 7. "construction" includes erection, alteration, repair, dismantling, demolition, structural maintenance, painting, moving, land clearing, earth moving, grading, excavating, the laying of pipe and conduit whether above or below ground level, street and highway building, concreting, equipment installation and alteration and the structural installation of construction components and materials in any form or for any purpose, and includes any work in connection therewith;
 8. "construction equipment" means any machinery, equipment, device or matter or thing used, intended for use, or that may be used in, for, or relating to, any construction;
 9. "construction site" means the area or portion of land used for construction or any other area used for any purpose accessory to the area of construction or for any related purpose;
 10. "conveyance" includes a vehicle and any device used to transport a person or persons from place to place but does not include any vehicle or device operated only within a building;
 11. "council" means the council of the City;
 12. "highway" includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle designed and intended for or used by, the general public for the passage of vehicles;
 13. "minister" means the Minister of the Environment;
 14. "ministry" means the Ministry of the Environment;
 15. "motor vehicle" includes an automobile, motorcycle and any other vehicle propelled or driven otherwise than

by muscular power, but does not include the cars of electric or steam railways, or other motor vehicle running only upon rails, or a motorized snow vehicle, traction engine, farm tractor, self-propelled implement of husbandry or road building machine within the meaning of The Highway Traffic Act;

16. "motorized conveyance" means a conveyance propelled or driven otherwise than by muscular, gravitational or wind power;
17. "noise" means unwanted sound;
18. "noise control inspector" means any person who is a certificate holder appointed to assist the Chief Noise Control Officer;
19. "point of reception" means any point on a premises of a person where sound or vibration originating from other than those premises is received;
20. "project" has the same meaning as in The Construction Safety Act;
21. "Publication" means a publication of the Noise Pollution Control Section of the Pollution Control Planning Branch of the Ministry of the Environment identified by reference to the letters NPC followed by digits and which is listed in Schedule 1;
22. "quiet zone" means an area of the City designated as a quiet zone in this by-law;
23. "residential zone" means an area of the City designated as a residential zone in this by-law;
24. "source" or "source of sound or vibration" means an activity, matter, thing, or tangible personal property or real property, from which sound or vibration is emitted;
25. "stationary source" means a source of sound which does not normally move from place to place and includes the premises of a person as one stationary source except where the dominant source on the premises is construction equipment or a conveyance;
26. "vehicle" includes a motor vehicle, tractor, traction engine, farm tractor, road building machine and any vehicle drawn, propelled or driven by any kind of power, but does not include a motorized snow vehicle or the cars of electric or steam railways running only on rails.

2. (1) No person shall emit or cause or permit the emission of sound or vibration resulting,

- (a) from a stationary source such that the level of resultant sound at a point of reception located in a Quiet Zone or Residential Area, exceeds the applicable sound level limit prescribed in Schedule 1, Publication NPC-104 - Stationary Source;

- (b) from an act listed in Schedule 2 - General Prohibitions, and which sound is clearly audible at a point of reception;
- (c) from any act listed in Schedule 3 - Prohibitions by Time and Place, if clearly audible at a point of reception located in an area of the municipality specified in Schedule 3 within a prohibited time shown for such an area.

(2) The areas described in Schedule 5 are hereby designated Quiet Zones and Residential Zones.

(3) Subsection (1)(a) does not apply to impulsive sound, motorized conveyances, or to blasting.

3. No person shall emit or cause to permit the emission of any sound or vibration,

- (a) from any piece of construction equipment of a type referred to in Schedule 1, Publication NPC-115 - Construction Equipment, at a work site, any part of which is located within 600 m of a Residential Area or a Quiet Zone, unless,
 - (i) the piece of construction equipment bears a label affixed by the manufacturer or distributor which states,
 - A. the year of manufacture, and
 - B. that the item of equipment complies with the residential sound emission standard set out in Publication NPC-115 - Construction Equipment, as applicable to that type of equipment and date of manufacture;
 - (ii) the piece of construction equipment was put into use prior to January 1st, 1978; or
 - (iii) the owner, operator, manufacturer or distributor provides proof that the item of equipment complies with the residential sound emission standard set out in Publication NPC-115 - Construction Equipment, as applicable to that type of equipment and date of manufacture;
- (b) from any piece of construction equipment of a type referred to in Schedule 1, Publication NPC-115 - Construction Equipment, at a work site, any part of which is located in a Quiet Zone, unless,
 - (i) the piece of construction equipment bears a label affixed by the manufacturer or distributor which states,
 - A. the year of manufacture, and

- B. that the item of equipment complies with the Quiet Zone sound emission standard set out in Publication NPC-115 - Construction Equipment as applicable to that type of equipment and date of manufacture; or
 - (ii) the owner, operator, manufacturer or distributor provides proof that the item of equipment complies with the Quiet Zone sound emission standard set out in Publication NPC-115 - Construction Equipment, as applicable to that type of equipment and date of manufacture;
- (c) from any domestic outdoor power tool of a type referred to in Schedule 1, Publication NPC-117 - Domestic Outdoor Power Tools, which device is powered by an electric motor or an internal combustion engine, unless,
- (i) the device bears a label affixed by the manufacturer or distributor which states,
 - A. the year of manufacture, and
 - B. that the device complies with the sound emission standard set out in Publication NPC-117 - Domestic Outdoor Power Tools, as applicable to that type of device and date of manufacture; or
 - (ii) the device was put into use prior to January 1st, 1978; or
 - (iii) the owner, operator, manufacturer or distributor provides proof that the device complies with the sound emission standard set out in Publication NPC-117 - Domestic Outdoor Power Tools, as applicable to that type of device and date of manufacture;
- (d) from any air conditioning device of a type referred to in Schedule 1, Publication NPC-116 - Residential Air Conditioners, unless,
- (i) the device bears a label affixed by the manufacturer or distributor which states,
 - A. the year of manufacture, and
 - B. that the device complies with the sound emission standard set out in Publication NPC-116 - Residential Air Conditioners as applicable to that type of device and date of manufacture; or
 - (ii) the device was put into use prior to January 1st, 1978; or

(iii) the owner, operator, manufacturer or distributor provides proof that the device complies with the sound emission standard set out in Publication NPC-116 - Residential Air Conditioners, as applicable to that type of device and date of manufacture;

(e) from any motorized conveyance of a type referred to in Schedule 1, Publication NPC-118 - Motorized Conveyances unless the motorized conveyance complies with the sound emission standard set out in Publication NPC-118 - Motorized Conveyances, as applicable to that type of motorized conveyance and date of manufacture.

4. Where clause (a) of subsection 1 of section 2 and section 3 apply to a source of sound, the less restrictive provision shall prevail.

5. (1) The council may, upon application by any person,

(a) exempt the applicant; or

(b) exempt the applicant for any exemption of lesser effect; or

(c) refuse to grant any exemption,

from any provision of this by-law with respect to any source of sound or vibration.

(2) Any exemption shall specify the period of time during which the exemption is in effect and may be made upon such terms and conditions as council requires.

(3) Where the application for exemption is from a source to be produced on a special occasion related to the celebration of a statutory, civic or religious holiday, festive occasion or to the provision of amusement on public or private property, for a period not exceeding three days, the council may, upon such terms and conditions as it may require, exempt the applicant and no other provisions of this by-law relating to exemption shall apply except subsection (2) and section 7, but section 8 shall not apply.

6. (1) No person shall commence any work or produce any source of sound or vibration respecting which an application for exemption is made before the exemption is granted by council.

(2) No person shall continue any work or any source of sound or vibration respecting which an exemption has been granted, after the period for which the exemption has been granted, has expired.

7. Every application for exemption shall be made to the council in writing and lodged with the Chief Noise Control Officer.

8. The application shall be made in Form 1 and shall provide all the information required by the form including:

1. Name and address of applicant;
2. The full and complete description of the work or source of the sound or vibration for which exemption is sought;
3. The period of time for which exemption is sought;
4. A full and complete statement of the reasons why the exemption is sought;
5. A statement of the actions,
 - (a) presently being taken or continued, or
 - (b) proposed and plannedto comply with the provisions of this by-law;
6. The provisions of this by-law from which exemption is sought and a description of the work or source.

9. (1) The council may require an applicant to provide such further and other information as may be necessary to consider an application made under section 5.

(2) No application shall be deemed to be complete until all information required in Form 1, and by subsection 1 has been provided by the applicant.

10. Notice of intention to apply for an exemption shall be,

- (a) served on the Chief Noise Control Officer; and
- (b) published once in a newspaper having general circulation in the municipality of the City of Hamilton within fourteen days but not later than seven days prior to the date application is intended to be made.

11. The notice of intention shall be in Form 2 and shall include the information required under paragraphs 1, 2, 3, 4 and 5 of section 8 and the date on which the application is intended to be made to council.

12. Any person who objects to a proposed application shall lodge a notice of objection to approval of the application with the applicant not later than six days prior to the date on which the application is intended to be made, setting out the reasons for the objection and all relevant facts.
13. The applicant shall lodge with the Chief Noise Control Officer an affidavit of publication to which is attached all objections and any submission the applicant may make in reply to such objections marked as exhibits.
14. An application shall be deemed to have been made to council by lodging the application and the affidavit referred to in section 13, with the Chief Noise Control Officer.
15. Upon receipt of a complete application by the Chief Noise Control Officer and the affidavit of publication, he shall prepare or cause to be prepared a report to council of the application for exemption under section 5.
16. Where an application is not approved or approved upon terms and conditions or approved to a lesser extent than the exemption applied for, the council shall in its decision set out reasons therefor and shall serve a copy of the decision upon the applicant and the decision of the council is final.
17. Upon report of the Chief Noise Control Officer that there is non-compliance with an exemption or the terms and conditions of an approval of exemptions, the council may withdraw its approval or fix new or revised terms and conditions.
18. Except where the applicant does not comply with section 20, no such withdrawal of approval or fixing of new or revised terms and conditions shall take place prior to considering a written submission from the applicant in reply to the alleged non-compliance.
19. The Chief Noise Control Officer or a noise control inspector shall serve an order to comply in Form 3 on the person to whom an exemption was allowed as applied for or allowed or upon terms and conditions.
20. No submission in reply shall be considered by council unless it is made in writing and received by the Chief Noise Control Officer within seven days of the service of the order to comply.
21. Consideration of any submission and approval or non-approval by the council of any exemption in whole or in part shall apply to the applicant or as the council may otherwise determine, and where the approval applies to any other person, the provisions of this by-law apply mutatis mutandis.
22. Where reference is made to a Publication in this by-law, the Publication is attached to this by-law and is hereby adopted as part of this by-law.

23. The sources or activities listed in Schedule 4 shall be exempt from the provisions of this by-law.

24. Notwithstanding any other provision of this by-law, it shall be lawful during an emergency to emit or cause or permit the emission of sound or vibration in connection with emergency measures taken,

- (a) for the immediate health, safety or welfare of the inhabitants or any of them; or
- (b) for the preservation or restoration of property,

unless such sound or vibration is clearly of a longer duration or of a nature more disturbing than is reasonably necessary for the accomplishment of such emergency purpose.

25. (1) Where a court of competent jurisdiction declares any provision of this by-law invalid, the provision shall be deemed conclusively to be severable from the by-law.

(2) No part of this by-law not declared by a court of competent jurisdiction to be invalid shall be affected by the provision severable from the by-law.

26. Any person who contravenes any provision of this by-law is guilty of an offence and is liable on summary conviction to a fine not exceeding \$1,000.00 exclusive of costs.

27. This by-law may be cited as "The Noise Control By-law".

READ A FIRST AND SECOND TIME this 25th day of April 1978.

READ A THIRD TIME AND FINALLY PASSED this day of 1978, after the approval of the Minister having been granted on the day of 1978.

City Clerk

Mayor

I hereby certify the foregoing to be a complete and true copy of Bill No.

City Clerk

By-law No. 78- is approved pursuant to the provisions of The Environmental Protection Act, 1971, as amended at the City of Hamilton this day of

Minister of the Environment

(1978) P.C.C.

FORM 1

(SECTION 8)

TO BY-LAW NO. 78-

APPLICATION FOR EXEMPTION

1. Applicant: _____
(Name)

(Address) Tele. No. _____
2. Location of work or source: _____

3. Period of Exemption required: _____
4. Description of work or source: _____

5. Reasons for exemption: _____

6. Descriptions of actions presently being taken or continued to
comply with By-law: _____

7. Description of actions proposed to be taken to comply with

By-law: _____

8. Provisions of By-law from which exemption sought: _____

9. Agent or other representative of Applicant Yes _____ No _____

10. Name, address and telephone number of owner _____

(Date of Application)

(Applicant)

Insufficient space - add.

Corporate applicant - use proper legal name.

Firm or Partnership - application in name of one or more members.

Individual - use full and proper name.

FORM 2

(SECTION 11)

TO BY-LAW NO. 78-

NOTICE OF APPLICATION OF INTENTION TO APPLY FOR EXEMPTION

NOTICE OF APPLICATION BY _____
TO THE COUNCIL OF THE CITY OF HAMILTON.

TAKE NOTICE that (name in full) intends to apply (state whether as owner, agent, representative, etc. and if other than owner, state name and address of owner) to the Council of The Corporation of the City of Hamilton on the _____ day of _____, 197 for approval of exemption from The Noise Control By-law for the period from _____ to _____, 197 , in respect of work or source located at _____ and more particularly described as follows (describe work or source), for the following reasons (enumerate reasons).

AND TAKE NOTICE that the above named applicant is presently taking or continuing to take the following actions to comply with The Noise Control By-law (describe actions) and proposes and is planning to take the following actions to comply with the by-law (describe actions).

AND TAKE NOTICE that any person may object to approval of the application by sending a notice of objection to the Applicant by prepaid post at the address in this notice set out below not later than six days prior to the date on which the application is intended to be made to the council and setting out the reasons for the objections and all relevant facts.

THIS NOTICE FIRST PUBLISHED on the _____ day of _____ 197 .

(Name of Applicant)

FORM 3

(SECTION 19)

TO BY-LAW NO. 78-



THE CORPORATION OF THE CITY OF HAMILTON

HAMILTON, ONTARIO

FILE NO:

ORDER TO COMPLY

ISSUED TO	LOCATION

TAKE NOTICE THAT THE
AT THE ABOVE LOCATION IS IN CONTRAVENTION OF BY-LAW NO. 78-
AS OUTLINED BELOW:

ITEM	REFERENCE	DESCRIPTION

AND TAKE NOTICE FURTHER THAT YOU AS THE OWNER/CONSTRUCTOR/OR PERSON APPARENTLY IN POSSESSION
ARE HEREBY ORDERED TO COMPLY FORTHWITH/WITHIN

AND TAKE NOTICE FURTHER THAT IN DEFAULT OF COMPLIANCE WITH THE FOREGOING, YOU WILL BE LIABLE
UPON CONVICTION, TO THE PENALTIES PROVIDED BY THE SAID BY-LAW.

ORDER RECEIVED BY:

NAME:

DATE:

ORDER ISSUED BY INSPECTOR:

NAME

DATE:

PHONE DIRECT

SCHEDULE 1

STANDARDS, PROCEDURES,

LIMITS AND GUIDELINES

PUBLICATIONS

<u>Number</u>	<u>Title</u>
NPC-100	Assembly and Approval of By-law
NPC-101	Technical Definitions
NPC-102	Certificates
NPC-103	Procedures
NPC-104	Stationary Sources
NPC-112	Instrumentation
NPC-115	Construction Equipment
NPC-116	Residential Air Conditioners
NPC-117	Domestic Outdoor Power Tools
NPC-118	Motorized Conveyances
NPC-119	Blasting
NPC-120	Sound Level Adjustments
NPC-129	Sound Levels of Road Traffic
NPC-131	Guidelines for Noise Control in Land Use Planning

Publication NPC-101Technical Definitions1. Technical Terminology and Standards

The following definitions and standards shall be used for the purposes of Municipal Noise By-Laws enacted pursuant to The Environmental Protection Act and all Publications of the Noise Pollution Control Section of the Pollution Control Planning Branch of the Ministry of the Environment and the definition of any technical word used in such By-Law or this or any such Publication and not herein defined shall be the definition appearing in the applicable Publication of the Canadian Standards Association (CSA), the American National Standards Institute (ANSI), the International Organization for Standardization (ISO), the International Electro-Technical Commission (IEC), the Society of Automotive Engineers (SAE), or the Machinery and Equipment Manufacturers Association of Canada (MEMAC):

(1) Acoustic Calibrator

An "Acoustic Calibrator" is an electro-mechanical or mechanical device intended for the calibration of sound level meters and meeting the applicable specifications of Publication NPC-112 - Instrumentation for Acoustic Calibrators.

(2) A-Weighting

"A-weighting" is the frequency weighting characteristic as specified in IEC 123 or IEC 179 and intended to approximate the relative sensitivity of the normal human ear to different frequencies (itches) of sound.

(3) A-weighted Sound Pressure Level

The "A-weighted sound pressure level" is the sound pressure level modified by application of the A-weighting. It is measured in A-weighted decibels, denoted dBA.

(4) Beating

"Beating" is the characteristic of a sound which has an audible cyclically varying sound level, caused by the interaction of two sounds of almost the same frequency.

(5) Decibel

The "decibel" is a dimensionless measure of sound level or sound pressure level; see sound pressure level.

(6) Effective Sound Pressure

The "effective sound pressure" at a point is the root-mean square value of the instantaneous sound pressure, over a time interval, at the point under consideration as detected with a sound level meter meeting the requirements of Publication NPC-112 - Instrumentation.

(7) Equivalent Sound Level

The "equivalent sound level" sometimes denoted L_{eq} , is the value of the constant sound level which would result in exposure to the same total A-weighted energy as would the specified time-varying sound, if the constant sound level persisted over an equal time interval. It is measured in dBA.

The mathematical definition of equivalent sound level (L_{eq}) for an interval defined as occupying the period between two points in time t_1 and t_2 is:

$$L_{eq} = 10 \log_{10} \frac{1}{t_2 - t_1} \cdot t_1 \int_{t_1}^{t_2} \frac{p^2(t)}{p_r^2} dt$$

where $p(t)$ is the time varying A-weighted sound pressure and p_r is the reference pressure of 20 μ Pa.

(8) Fast Response

"Fast response" is a dynamic characteristic setting of a sound level meter meeting the applicable specifications of Publication NPC-112 - Instrumentation.

(9) Frequency

The "frequency" of a periodic quantity is the number of times that the quantity repeats itself in a unit interval of time. It is measured in hertz (Hz) which is the same as cycles per second.

(10) General Purpose Sound Level Meter

A "General Purpose Sound Level Meter" is a sound level meter which meets the specifications of Publication NPC-112 - Instrumentation, for General Purpose Sound Level Meters.

(11) Impulse Response

"Impulse response" is a dynamic characteristic setting of a sound level meter meeting the applicable specifications of Publication IEC 179A, First supplement to IEC 179, as designated in Publication NPC-112 - Instrumentation, for Impulse Sound Level Meters.

(12) Impulsive Sound

An "impulsive sound" is a single pressure pulse or a single burst of pressure pulses, as defined by IEC 179A, First supplement to IEC 179, Sections 3.1 and 3.2.

(13) Impulse Sound Level

The "impulse sound level" is the sound level of an impulsive sound as measured with an Impulse Sound Level Meter set to impulse response. It is measured in A-weighted decibels, denoted dBAI.

(14) Impulse Sound Level Meter

An "Impulse Sound Level Meter" is a sound level meter which meets the specifications of Publication NPC-112 - Instrumentation, for Impulse Sound Level Meters.

(15) Integrating Sound Level Meter

An "Integrating Sound Level Meter" is a sound level meter which is capable of being used in deriving the equivalent sound level (L_{eq}) and which meets the applicable specifications of Publication NPC-112 - Instrumentation.

(16) Linear (Flat) Response

"Linear response" or "flat response" is the frequency response of a sound level meter, meeting the applicable specification of Publication NPC-112 - Instrumentation.

(17) Overpressure

The "overpressure" at a point due to an acoustic disturbance is the instantaneous difference at that point between the peak pressure during the disturbance and the ambient atmospheric pressure. The unit of measurement is the pascal. One pascal, abbreviated Pa, is the same as one newton per square metre, abbreviated N/m^2 .

(18) Overpressure Level

The "overpressure level" is twenty times the logarithm to the base 10 of the ratio of the peak pressure to the reference pressure of 20 μPa .

(19) Peak Particle Velocity

The "peak particle velocity" is the maximum instantaneous velocity experienced by the particles of a medium when set into transient vibratory motion. This can be derived as the magnitude of the vector sum of three orthogonal components and is measured in cm/s.

(20) Peak Pressure Level Detector

A "Peak Pressure Level Detector" is a device capable of measuring peak pressure or pressure level perturbations in air and which meets the applicable specifications of Publication NPC-112 - Instrumentation, for Peak Pressure Level Detectors.

(21) Percentile Sound Level

The "x percentile sound level", designated L_x , is the sound level exceeded x percent of a specified time period. It is measured in dBA.

(22) Quasi-Steady Impulsive Sound

"Quasi-Steady Impulsive Sound" is a sequence of impulsive sounds emitted from the same source, having a time interval of less than 0.5 second between successive impulsive sounds.

(23) Slow Response

"Slow response" is a dynamic characteristic setting of a sound level meter meeting the applicable specifications of Publication NPC-112 - Instrumentation.

(24) Sound

"Sound" is an oscillation in pressure, stress, particle displacement or particle velocity, in a medium with internal forces (e.g. elastic, viscous), or the superposition of such propagated oscillations, which may cause an auditory sensation.

(25) Sound Level

"Sound level" is the A-weighted sound pressure level.

(26) Sound Level Meter

A "sound level meter" is an instrument which is sensitive to and calibrated for the measurement of sound.

(27) Sound Pressure

The "sound pressure" is the instantaneous difference between the actual pressure and the average or barometric pressure at a given location. The unit of measurement is the micropascal (μPa) which is the same as a micronewton per square metre ($\mu\text{N/m}^2$).

(28) Sound Pressure Level

The "sound pressure level" is twenty times the logarithm to the base 10 of the ratio of the effective pressure (p) of a sound to the reference pressure (p_r) of 20 μPa . Thus the sound pressure level in dB = $20 \log_{10} \frac{p}{p_r}$

(29) Tonality

A "tone" or a "tonal sound" is any sound which can be distinctly identified through the sensation of pitch.

(30) Vibration

"Vibration" is a temporal and spatial oscillation of displacement, velocity or acceleration in a solid medium.

(31) Vibration Velocity Detector

A "Vibration Velocity Detector" is a device which is capable of measuring vibration velocity and which meets the applicable specifications of Publication NPC-112 - Instrumentation, for Vibration Velocity Detectors.

(32) Weighted Mean Impulse Sound Level

The "Weighted Mean Impulse Sound Level", sometimes denoted L_{WM} , of N impulsive sounds, is ten times the logarithm to the base 10 of the arithmetic mean of ten to the power of one tenth the impulse sound level of each impulsive sound.

Algebraically, it can be written as:

$$L_{WM} = 10 \log_{10} \cdot \frac{1}{N} \cdot (10^{dBAI_1/10} + 10^{dBAI_2/10} + \dots + 10^{dBAI_N/10})$$

where, $dBAI_1, dBAI_2, \dots, dBAI_N$, are the N impulse sound levels.

Publication NPC-102 - Certificate1. Scope

This Publication sets out the minimum requirements for granting a Certificate of Competency in Environmental Acoustics Technology.

2. Certification

A Certificate of the specified class shall be issued by the Minister to any person who has satisfactorily completed the following training courses in Environmental Acoustics Technology, offered by the Ministry:

<u>Certificate Class</u>	<u>Training Courses</u>
1	Acoustics I and II
2	Acoustics I, II, and III
3	Acoustics I, II, III and IV

3. Exemptions

Persons having successfully completed mathematics and physics courses at a level one year beyond Grade 13 or two years beyond Grade 12 shall be deemed to have satisfactorily completed Acoustics I. The Minister may, in his sole discretion, grant further or other exemptions.

4. Certificate Renewal

Each Certificate issued by the Minister shall expire three years from the date of issue. The Certificate will be reissued for a further three year period on successful completion of the appropriate refresher course approved by the Minister.

5. Other Courses

For purposes of Certification, courses in acoustics offered by other teaching institutions may be approved by the Minister where they cover the subject matter set out in section 6 below.

6. CurriculumAcoustics I

Introductory Acoustic Theory; Law; Handling of Complaints; Use of simple sound level meter, octave band analyser and calibration techniques; Measurement of traffic noise and industrial noise, Procedures; Audiometry, Personal hearing test; Examination.

Acoustics II

Review of Acoustics I; Theory; Law; Complaint investigations; National and International Standards; Use of 1/3 octave analyser; Tape recorder; Impulse sound level meter; Introduction to L_{eq} ; Field work; Examination.

Acoustics III

Review of Acoustics II; Theory; Law; Stop orders, Control orders, Provincial officer's report; Prosecutions; Graphic analyser; Statistical analyser; Sound descriptors, percentiles, cumulative and statistical distribution; Vibration analysis; Stationary source noise analysis; Laboratory; Field work; Examination.

Acoustics IV

Review of Acoustics III; Theory; Law; Use of digital monitors; Off-road and road side traffic measurements. Field investigation and reports; Technical Publications; Implementation of a Noise By-Law; Advanced procedures; Selection of instrumentation; Examination.

7. Audiometric Test

Candidates for their first Certificate and for any reissue of a Certificate shall submit to a binaural audiometric test. Test results shall in every case be disclosed to the candidate and to the sponsoring employer.

8. Training Manuals

Training manuals in "Environmental Acoustics Technology, I to IV" are available as separate documents from the Ontario Government Bookstore, 880 Bay Street, Toronto, M7A 1N8.

PUBLICATION NPC-103Procedures1. Scope

This Publication comprises the various measurement procedures to be used in connection with those other Publications which require the measurement of sound or vibration.

Several of the procedures are those of nationally or internationally recognized agencies. They have been adopted by the Ministry.

2. Technical Definitions

The technical words used in a procedure shall have the meanings given either in that procedure or in Publication NPC-101 - Technical Definitions.

3. Procedure for Measurement of Steady or Impulsive Sound at a Point of Reception(1) (a) Terminology

For the purposes of this procedure sounds can conveniently be placed in four mutually exclusive categories as follows:

- (i) impulsive sounds, such as, but not limited to, the sound from gunshots, certain bird scaring devices, drop forges and hammering;
- (ii) Quasi-Steady Impulsive Sounds, such as, but not limited to, the sound from pavement breakers, riveting guns, ineffectively muffled internal combustion engines or ineffectively muffled air compressors;
- (iii) buzzing sounds, such as, but not limited to, the sounds from positive displacement blowers, chain saws, small combustion engines, concrete finishers and some transformers;
- (iv) all other sounds.

(b) Application

This procedure applies to measurements at a point of reception of continuous or intermittent sound of a type mentioned in categories (i), (ii), and (iv) of clause (a) which either does not vary widely in level or which is always higher than the permissible level and to measurements at a point of reception of sound of a type mentioned in category (iii) of clause (a).

(2) Instrumentation(a) Sound Level Meter

- (i) A General Purpose Sound Level Meter shall be used for the measurement of sounds in category (iv) of clause 3 (1) (a).
- (ii) An Impulse Sound Level Meter shall be used for the measurement of sounds in categories (i), (ii) and (iii) of clause 3(1) (a).

(b) Calibrator

An Acoustic Calibrator shall be used.

(3) Measurement Location

(a) Air-Borne Sound

For sound transmitted solely through air, the measurement location shall be one of the following points of reception:

- (i) a location out-of-doors where a person may be exposed to the sound;
- (ii) the plane of the window or exterior door of a room, in which a person may be exposed to the sound, where the door or window is open;
- (iii) a balcony, patio or similar amenity where a person may be exposed to the sound.

(b) Ground-Transmitted Sound

For sound which is radiated to the interior of a building, due to energy transmitted from the source, predominantly via the ground and the structure of the building the measurement shall be taken in the air in the interior of the building.

(4) Use of Instrumentation

(a) Battery Check

The condition of the sound level meter battery shall be checked after the meter has been allowed to warm up and stabilize. The battery condition shall be rechecked at least once per hour during a series of measurements and at the conclusion of such measurements. The meter shall not be used unless the battery condition is confirmed to be within the range recommended by the manufacturer for proper operation.

(b) Calibration

The sound level meter shall be calibrated after every battery check.

(c) Sound Level Meter Settings

Measurements shall be taken using the following response settings:

(i) Impulse Response (dBAI)

The impulse response and A-weighting shall be used for sounds in category (i) of clause 3 (1) (a). If available on the meter, then an 'impulse hold' facility may be used.

(ii) Slow Response (dBA)

The slow response and A-weighting shall be used for sounds in categories (ii), (iii) and (iv) of clause 3 (1) (a).

(d) Instrument Configuration

(i) Reflective Surfaces

The microphone shall be located not less than 1 m above the ground, not less than 1 m from any sound reflective surface except for the purposes of sub-clause 3(3)(a)(ii), and not less than arm's length from the body of the person operating the meter. For the

case of subclause 3(3)(a)(ii), the microphone shall be in the middle of the aperture located not less than 15 cm from the window frame or door frame. Not more than one person, other than the operator of the meter, shall be within 7 m of the microphone and that person shall be behind the operator of the meter.

(ii) Microphone Orientation

The microphone shall be oriented such that the sound to be measured is incident at an angle recommended by the microphone manufacturer for flattest frequency response in a free field.

(e) Measurement - Slow Response

(i) Readings Taken

For sounds in categories (ii), (iii) and (iv) of clause 3 (1) (a), a minimum of three observations with a minimum observation time of 15 s shall be made. The observed average reading for each of the observations shall be noted as well as the range of sound levels during each observation period. If the difference between any two observed average readings is greater than 3 dB, a minimum of six observations shall be made. For the purpose of calculating the equivalent sound level, the duration of the sound shall be noted.

(ii) Averaging

The arithmetic mean of the observed average readings shall be reported. The value reported shall be given to the nearest decibel.

(iii) Adjustments

Adjustments for intermittence and/or quality of sound shall be made in accordance with Publication NPC-120 - Sound Level Adjustments and the results reported.

(iv) Wide Variation of Sound Levels

If, in making observations pursuant to subclause (i), there is more than 6 dB between the lowest and highest values of the observed ranges of sound levels, this procedure shall not be used unless the lower limit of each such range is above the maximum permissible level. In such cases the procedure set out in Section 4 - Procedure for Measurement of Varying Sound at a point of reception, shall be used.

(c) Measurements - Impulse Responses

(i) Readings Taken

For sound in category (i) of clause 3 (1) (a) not less than 20 impulses shall be measured within a continuous period of 20 minutes and each measurement taken shall be reported.

(ii) Extension of Time

Where a minimum of 20 impulses cannot be measured within a continuous period of 20 minutes pursuant to subclause (i) the time period may be extended to 2 hours if an impulse occurred in each of the four consecutive periods of five minutes each during the initial 20 minute measurement period.

(iii) Reading Reported

Using all of the impulse sound levels recorded pursuant to subclause (i) or (ii) the weighted Mean Impulse Sound Level (L_{wm}) shall be calculated. The weighted Mean Impulse Sound Level (L_{wm}) shall be reported to the nearest decibel.

(g) Variation in Calibration

Measurements shall not be reported if the sound level meter calibration, after the measurements, is more than 0.5 dB different from that before the measurement.

(h) Battery Deterioration

Measurements shall not be reported if the battery condition after a measurement is not within the range recommended by the manufacturer for proper operation.

(i) Weather Conditions

(i) Wind

Measurements shall not be taken unless the wind-induced sound level is more than 10 dB below the measured levels. Reference should be made to Publication NPC-112 - Instrumentation, particularly Table 112-2.

(ii) Humidity

Measurements shall not be taken if the relative humidity is above the maximum for which the meter specification is guaranteed by the manufacturer (normally 90%).

(iii) Precipitation

Measurements shall not be taken during precipitation.

(iv) Temperature

Measurements shall not be taken when the air temperature is outside the range for which the meter specification is guaranteed by the manufacturer. (Normally, only the lower temperature limit is significant.)

(5) Documentation

The following represents the minimum information which shall be contained in a report of an investigation where the above procedure was used. (Adapted from CSA 2107.2-1973 Methods for the Measurement of Sound Pressure Levels.)

(a) Acoustic Environment

- (i) Location and description of sound sources.
- (ii) Dimensioned sketch including photographs, if possible, of the location of the sound source and the Point of Reception, showing all buildings, trees, structures and any other sound reflective surface.
- (iii) Physical and topographical description of the ground surface.
- (iv) Meteorological conditions prevailing at the time of the investigation including approximate local wind speed in km/h, wind direction, air temperature in °C and approximate relative humidity.

(b) Instrumentation

All the equipment used for making sound level measurements shall be listed, including:

- (i) type, model and serial number of sound level meter;
- (ii) type, model and serial number of microphone;
- (iii) type, model and serial number of Acoustic Calibrator;
- (iv) extension cables and additional amplifier, if used.

(c) Acoustical Data

The measurement details shall be described, including:

- (i) the locations and the orientation of the microphone, using a sketch if necessary;
- (ii) the sound levels obtained, preferably in tabular form, referencing location on a sketch or map;
- (iii) adjustments made for quality of sound or intermittence;
- (iv) details of any calculations;
- (v) comparison with applicable sound level limits or guidelines.

4. Procedure for Measurement of Varying Sound at a Point of Reception

(1) (a) Terminology

For the purposes of this procedure sounds can conveniently be placed in four mutually exclusive categories as follows:

- (i) impulsive sounds, such as, but not limited to the sound from gunshots, certain bird scaring devices, drop forges, and hammering;
- (ii) Quasi-Steady Impulsive Sounds, such as, but not limited to the sound from pavement breakers, riveting guns, ineffectively muffled internal combustion engines or ineffectively muffled air compressors;
- (iii) buzzing sounds, such as, but not limited to the sound from positive displacement blowers, chain saws, small combustion engines, concrete finishers and some transformers.
- (iv) all other sounds.

(b) Application

This procedure applies to measurements at a point of reception of continuous or intermittent sound of a type mentioned in categories (i), (ii) and (iv) of clause (a).

(2) Instrumentation

(a) Integrating Sound Level Meter

An Integrating Sound Level Meter shall be used which is appropriate for the type of sound to be measured:

- (i) a Type A or Type B Integrating Sound Level Meter may be used for the measurement of sounds in category (iv) of clause 4 (1) (a).
- (ii) a Type A Integrating Sound Level Meter shall be used for the measurement of sounds in categories (i) and (ii) of clause 4 (1) (a).

(b) Calibrator

An Acoustic Calibrator shall be used.

(3) Measurement Location

(a) Air-Borne Sound

For sound transmitted solely through air, the measurement location shall be one of the following points of reception:

- (i) a location out-of-doors where a person may be exposed to the sound;
- (ii) the plane of the window or exterior door of a room, in which a person may be exposed to the sound, where the door or window is open;
- (iii) a balcony, patio or similar amenity where a person may be exposed to the sound.

(b) Ground-Transmitted Sound

For sound which is radiated to the interior of a building due to energy transmitted from the source, predominantly via the ground and the structure of the building the measurement shall be taken in the interior of the building.

(4) Use of Instrumentation

(a) Battery Check

If the Integrating Sound Level Meter uses a battery, the condition of the battery shall be checked before each measurement, and measurement shall not commence unless the battery has sufficient life remaining to permit proper operation of the device for a period of at least one hour.

(b) Calibration

The Integrating Sound Level Meter shall be calibrated before and after each measurement.

(c) Instrument Configuration

(i) Reflective Surfaces

The microphone shall be located not less than 1 m above the ground, not less than 1 m from any sound reflective surface except for the purposes of sub-clause 4(3)(a)(ii) and not less than arm's length from the body of the person operating the meter. For the case of 4(3)(a)(ii) the microphone shall be in the middle of the aperture located not less than 15 cm from the window frame or door frame. Not more than one person, other than the operator of the meter, shall be within 7 m of the microphone and that person shall be behind the operator of the meter.

(ii) Microphone Orientation

The microphone shall be oriented such that the sound to be measured is incident at an angle recommended by the microphone manufacturer for flattest frequency response in a free field.

(d) Inhibit

(i) Stationary Source

When measuring sound from a stationary source, integration shall from time to time be inhibited by the operator immediately when the received sound is not dominated by sound from the stationary source under study, and integration shall remain inhibited while such a condition persists and for at least 10 seconds thereafter. While integration is inhibited the elapsed time used to calculate the equivalent sound level shall be allowed to accumulate.

(ii) Non-Stationary Source

When measuring the sound from a source which is not a stationary source, integration shall, from time to time, be inhibited by the operator immediately when the received sound is dominated by sound from a source other than the source under study and integration shall remain inhibited while such a condition persists and for at least 10 seconds thereafter. While integration is inhibited the elapsed time used to calculate the equivalent sound level shall not be allowed to accumulate, and operation of the internal elapsed-time clock, if any, of the Integrating Sound Level Meter, shall be inhibited.

(e) Timing

If the Integrating Sound Level Meter is not provided with an internal elapsed-time clock, the operator shall accumulate the elapsed time during the measurement period by means of a stop-watch or other time measuring device.

(f) Readings

(i) Stationary Source

When measuring the sound from a stationary source, measurements to be used in calculating results shall be taken during a continuous period not in excess of one hour, and, for purposes of calculation and reporting of results, the accumulated elapsed time of measurement is deemed to be one hour.

Footnote: Clause 4(a)(d) instructs the operator to inhibit integration when he realizes that a sound other than the sound under study has become dominant. Failure to do this would result in unrealistic measurements which take into account sounds not under study. Subclause (i) deals with the measurement of sound from a stationary source and prescribes a procedure which will give the benefit of the doubt to that source by, in effect, presuming that the stationary source is silent during the time that some other source dominates. Subclause (ii) deals with the measurement of sound from a source other than a stationary source. This will most often be sound from road traffic, the standard against which the sound from a stationary source is compared pursuant to Publication NPC-104 of the by-law. Subclause (ii) prescribes a different procedure for inhibition of integration, because use of the procedure prescribed in subclause 4(d)(i) might provide an unrealistically low standard against which other sounds are compared.

(ii) Non-Stationary Sources

When measuring the sound from a source other than a stationary source the accumulated elapsed time used to calculate the equivalent sound level shall not be less than twenty minutes and the actual accumulated elapsed time of measurement shall be used for purposes of calculation and reporting of results.

(g) Adjustments

Adjustments for quality of sound shall be made in accordance with Publication NPC-120 - Sound Level Adjustments and the result reported. No adjustment shall be made for intermittence.

(h) Variation in Calibration

Measurements shall not be reported if the Integrating Sound Level Meter calibration after measurement is more than 0.5 dB different from that before the measurement.

(i) Weather Conditions

(i) Wind

Measurements shall not be taken unless the wind-induced sound level is more than 10 dB below the measured levels. Reference should be made to Publication NPC-112-Instrumentation and particularly Table 112-2.

(ii) Humidity

Measurements shall not be taken if the relative humidity is above the maximum for which the meter specification is guaranteed by the manufacturer (normally 90%).

(iii) Precipitation

Measurements shall not be taken during precipitation.

(iv) Temperature

Measurements shall not be taken when the air temperature is outside the range for which the meter specification is guaranteed by the manufacturer. (Normally, only the lower temperature limit is significant.)

(j) Readings Reported

Equivalent Sound Levels shall be reported with to the nearest decibel.

(5) Documentation

The following represents the minimum information which shall be contained in a report of an investigation where the above procedure was used. (Adapted from CSA Z107.2-1973 Methods for the Measurement of Sound Pressure Levels.)

(a) Acoustic Environment

(i) Location and description of sound sources.

(ii) Dimensioned sketch including photographs, if possible, of the location of the sound source and the point of reception, showing all buildings, trees, structures and any other sound reflective surfaces.

- (iii) Physical and topographical description of the ground surface.
- (iv) Meteorological conditions prevailing at the time of the investigation including approximate local wind speed in km/h, wind direction, air temperature in °C and approximate relative humidity.

(b) Instrumentation

All the equipment used for making sound level measurements shall be listed, including:

- (i) type, model and serial number of Integrating Sound Level Meter;
- (ii) type, model and serial number of microphone;
- (iii) type, model and serial number of Acoustic Calibrator;
- (iv) extension cables and additional amplifier, if used.

(c) Acoustical Data

The measurement details shall be described, including:

- (i) the locations and orientation of the microphone, using a sketch if necessary;
- (ii) the equivalent sound levels obtained in dBA, preferably in tabular form, referencing location on a sketch or map;
- (iii) adjustments made for quality of sound;
- (iv) details of any calculations;
- (v) comparison with applicable sound level limits or guidelines.

5. Procedure for Measurement of Sound and Vibration
Due to Blasting Operations

(1) Application

This procedure applies to the measurement of sound (concussion) and vibration due to blasting operations at a point of reception.

(2) Sound

(a) Instrumentation

(i) Measuring Device

A Peak Pressure Level Detector shall be used.

(ii) Calibrator

An Acoustic Calibrator shall be used.

(iii) Windscreen

A windscreen shall be used.

(b) Measurement Location

The measurement location shall be at a point of reception out-of-doors within 7 m of a building.

(c) Use of Instrumentation

(i) Battery Check

If the measuring device is battery powered, the condition of the battery shall be checked after the device has been allowed to warm up and stabilize and after each measurement has been made. The device shall not be used unless the battery condition is confirmed to be within the range recommended by the manufacturer for proper operation.

(ii) Calibration

The measuring device shall be calibrated after every battery check.

(iii) Meter Setting

The measuring device shall be set to read the peak overpressure using linear response and a 'hold' facility, if available.

(d) Instrument Configuration

(i) Reflective Surfaces

The microphone shall be located not less than 1 m above the ground, not less than 1 m from any sound reflective surface and not less than arm's length from the body of the person operating the device. Not more than one person, other than the operator of the meter shall be within 7 m of the microphone and that person shall be behind the operator of the meter.

(ii) Microphone Orientation

The microphone shall be oriented such that the concussion wave to be measured is incident at an angle recommended by the microphone manufacturer for flat-test frequency response in a free field.

(e) Readings

(i) Peak Pressure Level

The value of peak pressure level reported shall be given to the nearest 0.5 dB.

(ii) Variation in Calibration

Measurements shall not be reported if the meter calibration after the measurements is more than 0.5 dB different from that before the measurement.

(iii) Battery Deterioration

Measurements shall not be reported if the battery condition after the measurements is not within the range recommended by the manufacturer for proper operation.

(f) Weather Conditions

(i) Wind

Measurements shall not be reported unless the wind-induced sound pressure level is more than 10 dB below the measured peak pressure level. Reference should be made to Publication NPC-112 - Instrumentation.

(ii) Humidity

Measurements shall not be taken if the relative humidity is above the maximum for which the meter specification is guaranteed by the manufacturer (normally 90%).

(iii) Precipitation

Measurements shall not be taken during precipitation.

(iv) Temperature

Measurements shall not be taken when the air temperature is outside the range for which the meter specification is guaranteed by the manufacturer. (Normally only the lower temperature limit is significant.)

(3) Vibration

(a) Instrumentation

(i) Measuring Device

A Vibration Velocity Detector shall be used.

(ii) Calibrator

Either an electrical reference signal of known voltage and frequency shall be used in the field for calibration of the whole system excluding the transducer or a reference vibration source shall be used for calibrating the whole system.

(b) Measurement Location

Vibration measurements shall be made at a point of reception inside a building below grade or less than 1 m above grade, preferably on a basement floor close to an outside corner.

(c) Use of Instrumentation

(i) Battery Check

If the measuring device is battery powered, the condition of the battery shall be checked after the device has been allowed to warm up and stabilize, and after each measurement has been made. The device shall not be used unless the battery condition is confirmed to be within the range recommended by the manufacturer for proper operation.

(ii) Calibration

Field calibration shall be carried out before and after each measurement. Laboratory calibration of the whole system as used in the field, including the transducer, shall be carried out not less than once per calendar year.

(d) Instrument Configuration

(i) Mounting

The transducer shall be affixed to a part of the structure so as to prevent movement of the transducer relative to the structure.

(ii) Transducer Orientation

If three vector components of vibration velocity are recorded individually, it is preferable to orient the transducers such that the three axes of measurement are respectively (i) vertical, (ii) radial (along a horizontal line joining the place of the blast to the location of measurement), (iii) transverse (along a horizontal line at right angles to the line joining the place of the blast to the location of measurement).

(e) Readings

(i) Peak Particle Velocity

The peak particle velocity in cm/s shall be reported.

(ii) Variation in Calibration

Measurements shall not be reported if calibration after the measurements is more than 5% different from that before the measurement.

(iii) Battery Deterioration

Measurements shall not be reported if the battery condition after the measurements is not within the range recommended by the manufacturer for proper operation.

(4) Documentation

The following represents the minimum information which shall be contained in a report of an investigation where the above procedure was used.

(a) Description of Area

- (i) Location and description of blasting operation.
- (ii) Dimensioned sketch including photographs, if possible, of the location of the blasting operation and the premises.
- (iii) Physical and topographical description of the ground surface.
- (iv) Meteorological conditions at the time of the investigation, including approximate wind speed in km/h, wind direction, air temperature in degrees Celsius, approximate relative humidity, degree of cloud cover and whether or not a condition of thermal inversion prevailed.

(b) Instrumentation

All the equipment used for making sound and vibration measurements shall be listed, including:

- (i) type, model and serial number of Peak Pressure Level Detector;
- (ii) type, model and serial number of microphone;
- (iii) type, model and serial number of Acoustic Calibrator;
- (iv) windscreen;
- (v) extension cables and additional amplifiers, if used;
- (vi) type, model and serial number of Vibration Velocity Detector;
- (vii) type, model and serial number of transducers.
- (viii) type, model and serial number of calibrator.

(c) Sound and Vibration Data

The measurement details shall be described, including:

- (i) the locations where measurements were taken and the orientation of instrumentation using a sketch, if necessary;
- (ii) the peak pressure level in dB and/or resultant peak vibration level in cm/s;
- (iii) comparison with applicable peak pressure and/or resultant peak vibration limits or guidelines.

6. Exterior Sound Level Measurement Procedure For
Powered Mobile Construction Equipment - SAE J88a

SAE J88a Recommended Practice is adopted by the Ministry with the following change:

Where ANSI Type 1 sound level meter specification is referred to, reference shall be made instead to Publication IEC-179 for Precision sound level meters.

7. MEMAC Test Code For the Measurement of Sound
From Pneumatic Equipment

THE MEMAC TEST CODE FOR THE MEASUREMENT OF SOUND FROM PNEUMATIC EQUIPMENT is adopted by the Ministry with the following additional requirement:

For measurement of percussive machines the sound level meter used shall meet the specifications of IEC Publications 179 and 179A.

8. Exterior Sound Level Measurement Procedure For
Small Engine Powered Equipment - SAE J 1046

SAE J 1046 - Recommended Practice, is adopted by the Ministry with the following changes:

- (1) Where ANSI Type 1 sound level meter specification is referred to, reference shall be made instead to IEC Publications 179 and 179A.
- (2) Replace clause 3.1.1 with the following:
The minimum dimensions of the measurement zone are defined as a path of travel 1.2 m wide by 14 m long plus an adjacent triangular area having the base along the edge of the path of travel and the apex 7 m from the midpoint of the base.
See Figure 1a.
- (3) Replace Fig. 1 with Fig. 1a on the following page.
- (4) In section 3.3 Measurements, all references to 25 ft. shall be changed to 7 m.

Footnote: The above changes to SAE J 1046 are substantially as recommended in U.S. EPA report number 550/9-74-011, June 1974.

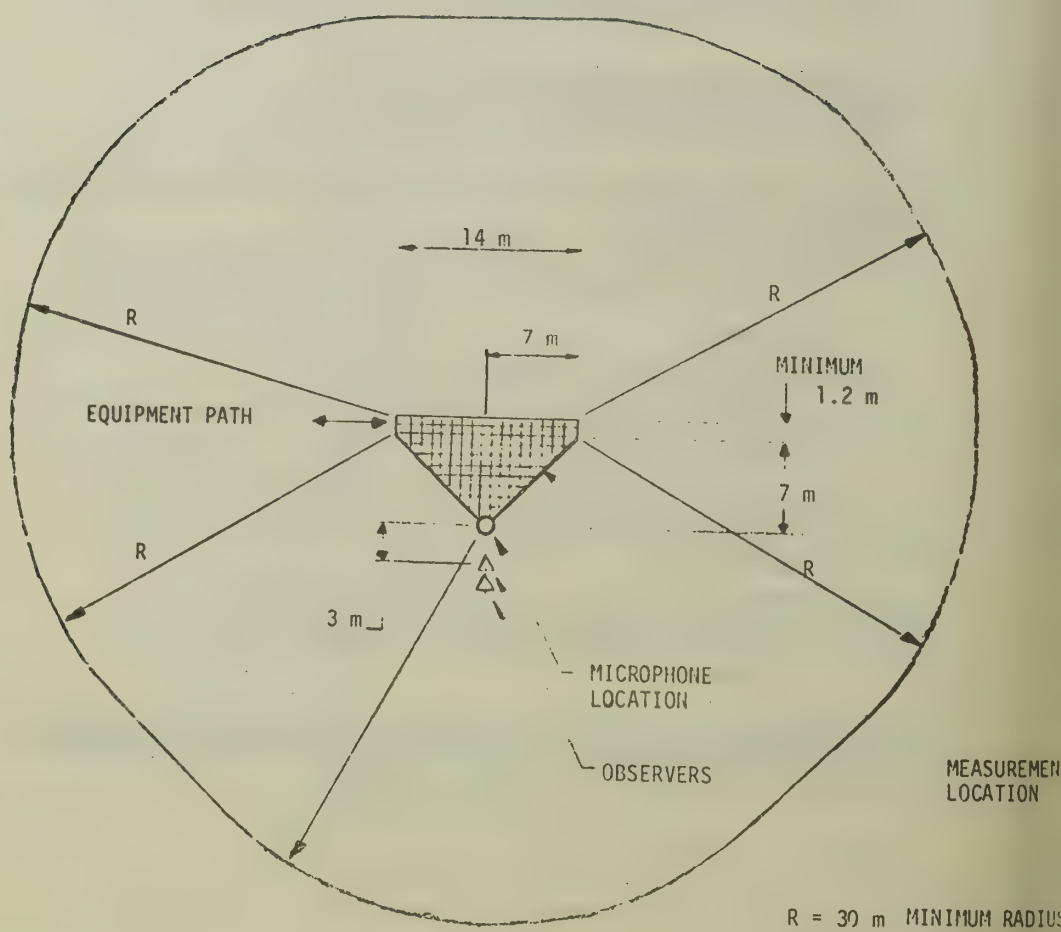


FIG. 1 a TEST SITE
REF. US EPA 550/9-74-011

Publication NPC-104Stationary Sources1. Scope

This Publication refers to sound level limits for sound from stationary sources.

2. Definitions

The technical terms used in this Publication are defined in Publication NPC-101 - Technical Definitions.

3. Measurement Standards and Procedures

For the purposes of this Publication all measurements shall be made in accordance with Publication NPC-103 - Procedures.

4. Sound Level Limits - Stationary Sources

- (i) For impulsive sound from a stationary source, the Weighted Mean Impulse Sound Level (L_{wm}) of sound measured at a point of reception in a Quiet Zone or Residential Area shall not exceed the sound level of road traffic for that point of reception and that time of day;
- (ii) For all other types of sound from a stationary source, the equivalent sound level (L_{eq}) of sound measured at a point of reception in a Quiet Zone or Residential Area shall not exceed the sound level of road traffic for that point of reception and that time of day.

5. Sound Level Limits - Specific Impulsive Sources

Table 104-1 specifies the Weighted Mean Impulse Sound Level (L_{wm}) limits for impulsive sources of sound measured at a point of reception in a Quiet Zone or Residential Area resulting from:

- (i) Industrial metal working operations including but not limited to forging; hammering; punching; stamping; cutting; forming and moulding; and from
- (ii) The discharge of firearms on the premises of licensed gun clubs.

6. Preemption

Where a source of impulsive sound is subject to both sections 4 and 5, the less restrictive provision shall prevail.

7. Sound Level of Road Traffic

For the purposes of section 4, the sound level of road traffic is deemed to be the equivalent sound level (L_{eq}) for that point of reception and that time of day measured over a continuous interval of time not exceeding one hour and not less than twenty minutes duration when sound from the stationary source is not clearly audible during the measurement period.

Where direct measurement of the road traffic sound level is not practical, the sound level may be estimated using a method at least as accurate as the method described in Publication NPC-129 - Sound Levels of Road Traffic.

8. Sound Level Limits - Pest Control Devices

- (i) Notwithstanding the impulse sound level limits prescribed in sections 4 and 5, the Weighted Mean Impulse Sound Level (L_{wm}) limit is 75 dBAI for sound emitted from a pest control device used solely to protect growing crops and measured at a point of reception in a Quiet Zone or Residential Area;
- (ii) Notwithstanding the sound level limits prescribed in section 4, the equivalent sound level (L_{eq}) limit is 60 dBA for any other type of sound emitted from a pest control device used solely to protect growing crops and measured at a point of reception in a Quiet Zone or Residential Area;

9. Sound Level Limit - Random Impulsive Sources

Notwithstanding the sound level limits prescribed in sections 4 and 5, the limit for impulsive sound of a random nature measured at a point of reception in a Quiet Zone or Residential Area is 100 dBAI from all commercial and industrial sources other than the sound (concussion) resulting from planned blasting operations in a mine or quarry.

TABLE 104-1

Sound Level Limits - Impulsive Sounds

Date of Installation	Date of Measurement	L_{wm} (dBAI)
Before Jan. 1, 1978	Before Jan. 1, 1983	60
	After Dec. 31, 1982	50
After Dec. 31, 1977	After Dec. 31, 1977	50

Publication NPC-112Instrumentation1. Scope

This Publication sets out minimum specifications for equipment used for the measurement of sound and vibration. For most of the specifications, international or national standards have been adopted. In some cases, such standards are amended or augmented for greater precision.

2. Technical Definitions

The technical terms used in this Publication are defined in the specifications themselves or in Publication NPC-101 - Technical Definitions.

3. General Purpose Sound Level Meter(1) Purpose

A General Purpose Sound Level Meter is a sound level meter which is intended to be used for the measurement of non-impulsive sounds, without significant A-weighted acoustic energy above 2000 Hz.

(2) Specifications

A sound level meter which meets the following specifications is a General Purpose Sound Level Meter:

- (a) the sound level meter, including a microphone equipped with a windscreen shall meet the specifications of IEC 123, except that, in addition to meeting the specifications of subclause 5.2 thereof, the microphone of the sound level meter shall also meet the specifications of subclause 5.2 amended by the substitution therein of an angle of incidence of $\pm 30^{\circ}$ instead of $\pm 90^{\circ}$, as it therein appears, and by the substitution of Table 112-1 instead of Table 1, as it therein appears;
- (b) the sound level meter shall incorporate A-weighting, which is specified in IEC 123 as optional;
- (c) the sound level meter shall have a minimum usable range of sensitivity of from 45 dBA to 100 dBA and it shall read to an accuracy of ± 1.0 dB over that range;

- (d) a windscreen shall be installed on the microphone and shall not affect by more than 1 dB the tolerance prescribed in clauses (a) and (c);
- (e) the sound level meter, including a microphone equipped with a windscreen, shall, when operated in the presence of wind, indicate a wind-induced sound level not in excess of the relevant figure listed in Table 112-2.

4. Impulse Sound Level Meter

(1) Purpose

An Impulse Sound Level Meter is a sound level meter which is intended to be used for the measurement of any sounds, including sounds for which a General Purpose Sound Level Meter may be used.

(2) Specification

A sound level meter which meets the following specifications is an Impulse Sound Level Meter:

- (a) the sound level meter, including a microphone equipped with a windscreen, shall meet the specification of a General Purpose Sound Level Meter;
- (b) the sound level meter, including a microphone equipped with a windscreen, shall meet the specifications of IEC 179 and IEC 179A, supplement to IEC 179, including the optional characteristics mentioned in subclause 4.5 of IEC 179A;
- (c) the microphone of the sound level meter, when equipped with a windscreen, shall perform within a tolerance of ± 1 dB throughout the frequency range of from 5 Hz to 31.5 Hz in the circumstances and conditions for use set out in Table 1 of IEC 179;
- (d) the sound level meter shall be capable of providing linear response as specified in subclause 4.5 of IEC 179; within a tolerance of ± 1 dB throughout the frequency range of from 5 Hz to 15 kHz;
- (e) the sound level meter shall incorporate A-weighting as specified in IEC 179.

5. Peak Pressure Level Detector

(1) Purpose

A Peak Pressure Level Detector is a sound level meter which is intended to be used for the measurement of peak pressure perturbations in air. The value indicated by this device is not an average of the pressure level perturbations.

(2) Specifications

A sound level meter which meets the following specifications is a Peak Pressure Level Detector (the features of this device are incorporated in an Impulse Sound Level Meter as specified in Section 4 above):

- (a) Clause 4(2)(c) and 4(2)(d) above;
- (b) the optional characteristics specified in subclause 4.5 of IEC 179A;
- (c) the requirements set out in IEC 179 clause 3, subclauses 4.1, 4.2, 4.4, 4.5, 4.7, 4.8, clause 5, subclauses 6.2, 6.3, 6.4, 6.5, 6.8, 6.9, 7.1 through 7.9, 7.11, 8.1, 8.2, 8.3, 8.6 through 8.9, and the appropriate requirements of clause 10.

6. Acoustic Calibrator

(1) Purpose

An Acoustic Calibrator is an electro-mechanical or mechanical device which produces sound of a known frequency and which, when coupled to a sound level meter, will produce a predictable response in the sound level meter if the sound level meter is operating properly at the calibration frequency.

(2) Specifications

A device, capable of producing sound, which meets the following specifications is an Acoustic Calibrator:

- (a) the device shall produce sound of a stated frequency, within a frequency tolerance of $\pm 5\%$;
- (b) the device shall be capable of being physically attached to a sound level meter in such a way that the device and the sound level meter are "acoustically coupled", that is, sound from the device is transmitted through the air by way of a chamber formed by the attachment of the device to the microphone of the sound level meter;
- (c) the manufacturer of the device shall provide with the device, any data required in order to obtain the sound level reading which should be indicated on the sound level meter when calibrated for free field measurements for those microphone and sound level meter types with which the manufacturer recommends the device be used. Where additional accessories must be used to provide the above sound level reading, the manufacturer shall state that they must be used;

- (d) the maximum tolerance in the sound pressure level generated by the device when coupled to the microphone shall apply over an atmospheric pressure range of 87 kPa to 107 kPa, and shall be ± 0.5 dB over the temperature range of from 0°C to 40°C and ± 1.0 dB over the temperature range of from 10°C to 50°C .
- (e) if the device is battery powered, means for checking the battery condition shall be included with the device;
- (f) the following data shall be provided with the device by the manufacturer:
 - (i) the nominal sound pressure level produced;
 - (ii) the nominal frequency at which the device operates;
 - (iii) the ranges of temperature and atmospheric pressure over which the device is intended to operate, and the applicable overall sound pressure level tolerance for these ranges.

7. Vibration Velocity Detector

(1) Purpose

A Vibration Velocity Detector is a device intended to be used for the measurement of the peak vibration velocity of a solid surface.

(2) Specifications

A device which meets the following specifications is a Vibration Velocity Detector:

- (a) the device shall include either a transducer which responds to the total vibration vector or three transducers which respond to components of the total vibration vector by resolving it along three axes which are mutually orthogonal $\pm 1^{\circ}$ and which coincide with the axis of maximum sensitivity of each of the three transducers respectively;
- (b) where three transducers are used to measure three mutually orthogonal components of vibration, then the response of any one of the transducers to vibration in the plane normal to its axis of maximum sensitivity shall be less than 10% of its response to the same vibration along its axis of maximum sensitivity;
- (c) the output of the device shall be proportional to the velocity of the surface on which the transducer is, or the transducers are, mounted and the output of the device shall be in such form that the device indicates, or can be used to calculate, the peak particle velocity in the frequency range of from 5 Hz to 500 Hz over a range of peak particle velocity of from 0.25 cm/s to 10 cm/s with a tolerance of $\pm 10\%$;
- (d) it shall be possible to field-calibrate the device with an accuracy of $\pm 5\%$ using either a reference electrical signal in series with the equivalent transducer impedance or a reference vibration source.

8. Type B Integrating Sound Level Meter

(1) Purpose

An Integrating Sound Level Meter is a sound level meter which is intended to be used for the measurement of sound over a period of time, such that the equivalent sound level (L_{eq}) of the sound may be obtained.

Either a Type A or a Type B Integrating Sound Level Meter may be used for most such applications, but a Type A Integrating Sound Level Meter must be used when the sound under study is impulsive or quasi-impulsive (see NPC-103 - Procedures, sections 3 and 4).

(2) General Description

The tolerances specified for the microphone, weighting and amplifier of a Type B Integrating Sound Level Meter are the same as those specified for a General Purpose Sound Level Meter in Section 3 of this Publication. The computational portions of the device must operate within a net accuracy of ± 1 dB for time periods of 20 minutes to one hour over a dynamic range of at least 40 dB with test signals having a crest factor (as defined in IEC 179 A) up to 3. An operator activated switch is included to inhibit the integration function alone and, if the device includes an elapsed-time clock, to inhibit both the integration and time summation functions.

(3) Specifications

A sound level meter which meets the following specifications is a Type B Integrating Sound Level Meter:

- (a) the device will generally be a combination of microphone, amplifier, A-weighting network, computation circuit to obtain the integral of the mean square A-weighted pressure, display and a means of inhibiting the integration, but may vary from the above provided that it performs the same functions within the tolerances set out below;
- (b) the device may include computational circuitry to calculate and display the equivalent sound level directly;
- (c) the microphone of the device shall meet the specifications of clause 5 of IEC 123, except that, in addition to meeting the specifications of subclause 5.2 thereof, the microphone shall also meet the specifications of subclause 5.2 amended by the substitution therein of an angle of incidence of $\pm 30^\circ$ instead of $\pm 90^\circ$, as it therein appears, and by the substitution of Table 112-1 instead of Table 1, as it therein appears;
- (d) a windscreen shall be installed during operation on the microphone and shall not affect by more than 1 dB the tolerance prescribed in clause (c);
- (e) the sound level meter, including a microphone equipped with a windscreen, shall, when operated in the presence of wind, indicate a wind-induced sound level not in excess of the relevant figure listed in Table 112-2.

- (f) the A-weighting network shall meet the specifications of Table II and Figure I of IEC 123;
- (g) the amplifier shall meet the specifications of subclauses 7.2, 7.3 and 7.11 of IEC 123;
- (h) for each sensitivity setting of the device, the amplifier shall have a power handling capacity at least 10 dB greater than the maximum sound level specified for that sensitivity setting;
- (i) the computation circuit, when operating in conjunction with the microphone, windscreen, A-weighting network and amplifier, shall generate a signal proportional to the mean square A-weighted pressure with a 1 ± 0.25 second exponential averaging time constant;
- (j) the computation circuit shall integrate the mean square A-weighted pressure and shall be capable of doing so on each sensitivity setting for a minimum of 6 minutes at the maximum sound level specified for that sensitivity setting;
- (k) if the computation circuit is not capable of meeting the specification of clause (j) with the reference therein to "6 minutes" changed to "60 minutes", then the device shall be provided with a means to indicate to the operator when the integration capability has been exceeded;
- (l) if the computational circuit is of the sampling (digital) type, sampling shall take place at least twice per second;
- (m) the computation circuit shall operate over the usable dynamic range of the device with a linearity of ± 1 dB for any sound with a ratio of peak pressure to root mean square pressure up to three;
- (n) a means shall be provided to inhibit integration by an operator-activated switch;
- (o) the combination of windscreen, microphone, A-weighting network, amplifier and computation circuit shall have a usable dynamic range extending at least from 50 dBA to 90 dBA and the manufacturer shall specify the usable dynamic range;
- (p) the device may be provided with more than one sensitivity setting and the manufacturer shall specify the minimum and maximum input sound level for each sensitivity setting;
- (q) if the maximum sound level specified for any sensitivity setting is less than 100 dBA, the device shall include a means of indicating to the operator that the maximum input sound level for that sensitivity setting has been exceeded and such indication shall be maintained until cancelled by the operator;

- (r) the display shall indicate either,
 - (i) an output proportional to the integrated mean square A-weighted pressure,
 - (ii) the integrated mean square A-weighted pressure divided by the duration of the period of time for which the equivalent sound level is to be determined, or
 - (iii) the equivalent sound level for the period of time for which the equivalent sound level is to be determined;
- (s) it shall be possible to read from the display or to calculate from the reading of the display, the equivalent sound level to a resolution of ± 1 dB over the usable dynamic range of the device for integration times from 20 minutes to 60 minutes;
- (t) if the indication of the display is as described in subclause (ii) or (iii) of clause (r), the device shall include an elapsed-time clock and a means whereby the operation of the elapsed-time clock may be inhibited by an operator-activated switch;
- (u) the complete device shall follow the recommendations and meet the specifications of subclauses 7.4, 7.5, 7.6, 7.7, 7.8 and 7.9 of IEC 123; and
- (v) the device shall include a means of determining whether the battery of the device, if any, has sufficient life to permit proper operation of the device for a period of at least one hour.

9. Type A Integrating Sound Level Meter

(1) Purpose

An Integrating Sound Level Meter is a sound level meter which is intended to be used for the measurement of sound over a period of time, such that the equivalent sound level (L_{eq}) of the sound may be obtained.

Either a Type A or a Type B Integrating Sound Level Meter may be used for most such applications, but a Type A Integrating Sound Level Meter must be used when the sound under study is impulsive or quasi-impulsive (see NPC-103 - Procedures, Sections 3 and 4).

(2) General Description

The tolerances specified for the microphone, weighting and amplifier of a Type A Integrating Sound Level Meter are the same as those specified for a General Purpose Sound Level Meter in Section 3 of this Publication. The computational portions of the device must operate within a net accuracy of ± 1 dB for time periods of 20 minutes to one hour over a dynamic range of at least 40 dB with test signals having a crest factor (as defined in IEC 179 A) up to 5. An operator activated switch is included to inhibit the integration function alone and, if the device includes an elapsed time clock, to inhibit both the integration and time summation functions.

(3) Specifications

A sound level meter which meets the following specifications is a Type A Integrating Sound Level Meter:

- (a) the device shall meet the specifications of a Type B Integrating Sound Level Meter;
- (b) for each sensitivity setting of the device, the amplifier shall have a power handling capacity at least 14 dB greater than the maximum sound level specified for that sensitivity setting;
- (c) the computation circuit shall operate over the usable dynamic range of the device with a linearity of ± 1 dB for any sound with a ratio of peak pressure to root mean square pressure up to 5 (Crest Factor up to 5); and
- (d) the combination of windscreen, microphone, A-weighting network, amplifier and computation circuit shall have a usable dynamic range extending at least from 40 dBA to 120 dBA.

TABLE 112-1

Permissible Tolerances on Microphone Sensitivity
Over an Angle of $\pm 30^\circ$

Frequency Hz	Permissible Tolerances dB	
	A	B
31.5 - 500	<u>+1</u>	<u>+1</u>
1000	± 1	± 1
2000	<u>+2</u>	+ 1 - 2
4000	<u>+4</u>	+ 1 - 4
8000	<u>+10</u>	+ 1 - 10

TABLE 112-2

Windscreen Characteristics

Wind Speed	Maximum Wind-Induced A-Weighted Reading (dBA) Slow Response (When Available on Meter)
15 km/h	41
20 km/h	48
25 km/h	53

Publication NPC-115Construction Equipment1. Scope

This Publication refers to sound emission standards for various items of construction equipment according to the date of manufacture of the equipment.

2. Technical Definitions

The technical terms used in this Publication are defined in Publication NPC-101 - Technical Definitions.

3. Sound Level Limits

Tables 115-1 to 115-3 inclusive list maximum Residential Area sound emission standards and maximum Quiet Zone sound emission standards for specific items of construction equipment measured according to the procedures indicated.

4. Measurement Standards & Procedure

All measurements of sound to be made in connection with construction equipment shall be made in accordance with the procedures indicated in the Tables.

TABLE 115-1

Maximum Residential Sound Emission Standards for
Excavation Equipment, Dozers, Loaders, Backhoes or
Other Equipment Capable of Being Used for
Similar Application

Date of Manufacture	Maximum Sound Level as Determined Using SAE J88a (dBA at 15 m)	
	Power Rating Less than 75 kW	Power Rating Greater than 75 kW
After January 1, 1978	85	88
After January 1, 1980	83	85

TABLE 115-2

Maximum Sound Emission Standards for Pneumatic Pavement Breakers

Standard	Date of Manufacture	Maximum Sound Level as Measured Using MEMAC Test Code (dBA at 7 m)
Quiet Zone Sound Emission Standard	After Jan. 1, 1978	85
Residential Sound Emission Standard	After Jan. 1, 1978	90
	After Jan. 1, 1978	85

TABLE 115-3

Maximum Sound Emission Standards for Portable Air Compressors

Standard	Date of Manufacture	Maximum Sound Level as Measured Using MEMAC Test Code (dBA at 7m)
Quiet Zone Sound Emission Standard	After Jan. 1, 1978	76
	After Jan. 1, 1980	70
Residential Sound Emission Standard	After Jan. 1, 1980	76

TABLE 115-4

Maximum Sound Emission Standard for Tracked Drills

Standard	Date of Manufacture	Maximum Sound Level as Measured Using MEMAC Test Code (dBA at 7m)
Quiet Zone and Residential Sound Emission Standard	After Jan. 1, 1980	100

Publication NPC-116Residential Air Conditioners1. Scope

This Publication refers to sound level limits for residential air conditioning devices.

2. Definitions

The technical terms used in this Publication are defined in Publication NPC-101 - Technical Definitions.

3. Sound Level Limits

Table 116-1 lists the sound level limits for residential air conditioning devices, where the sound level is measured at a Point of Reception.

TABLE 116-1
Sound Level Limits

<u>Central Air Conditioning Devices</u>		
<u>Including Heat Pumps</u>		
Date of Installation	L_{eq} dBA	Measurement Procedure
After Jan. 1, 1978	50	NPC-103 - Section 3 Procedure for Measurement of Steady or Impulsive Sound at a Point of Reception
After Jan. 1, 1980	45	
Window or Through-the-Wall Air Conditioning Devices		
Date of Installation	dBA	Measurement Procedure
After Jan. 1, 1978	50	NPC-103 - Section 3 Procedure for Measurement of Steady or Impulsive Sound at a Point of Reception.

Publication NPC-117Domestic Outdoor Power Tools1. Scope

This Publication refers to sound emission standards for various domestic outdoor power tools, used in a Residential Area or Quiet Zone.

2. Definitions

The technical terms used in this Publication are defined in Publication NPC-101 - Technical Definitions.

3. Sound Level Limits

Table 117-1 lists maximum sound emission standards for specific domestic outdoor power tools as measured according to the procedure indicated.

4. Measurement Standards & Procedures

All measurements of sound to be made in connection with domestic outdoor power tools shall be made in accordance with the procedure indicated in the Table.

TABLE 117-1

Maximum Sound Emission Standards for Walk-Behind Powered
Lawn Mowers

Date of Manufacture	Sound Level as Measured Using the Modified SAEJ 1046 (dBA at 7 m) as set out in Publication NPC-103 Section 8
After Jan. 1, 1978	73
After Jan. 1, 1980	69

Publication NPC-118
Motorized Conveyances

1. Scope

This Publication sets limits for levels of sound emitted from motorized conveyances of various types.

2. Definitions

(1) The technical terms used in this Publication are defined in Publication NPC-101 - Technical Definitions.

(2) In This Publication

Heavy Vehicle

"heavy vehicle" means a motor vehicle having a registered gross weight of more than 4,500 kg.

3. Sound Level Limits

Table 118-1 lists for various years of manufacture, the maximum sound level limits for sound emitted from a heavy vehicle powered by a diesel or gasoline engine.

4. Measurement Standards and Procedures

Measurements of sound from motor vehicles shall be made in accordance with the standard procedure indicated in the Table.

TABLE 118-1
Maximum Sound Level Limits for Sound from Heavy Vehicles

Year of Manufacture	Maximum Sound Level as Measured Using CSA Z107.2 M 1978 (dBA at 7.5 m)
1978	100
1979 and onwards	95

Publication NPC-119Blasting1. Scope

This Publication refers to limits on sound (concussion) and vibration due to blasting operations.

2. Definitions

The technical terms used in this Publication are defined in Publication NPC-101 - Technical Definitions.

3. Concussion-Cautious Limit

Subject to section 4 the peak pressure level limit for concussion resulting from blasting operations in a mine or quarry is 128 dB.

4. Concussion-Peak Pressure Level Limit

If the person in charge of a blasting operation carries out routine monitoring of the peak pressure level, the peak pressure level limit for concussion resulting from blasting operations in a mine or quarry is 136 dB.

5. Vibration Cautious Limit

Subject to Section 6, the peak vibration velocity limit for vibration resulting from blasting operations is 1.25 cm/s peak particle velocity.

6. Peak Vibration Velocity Limit

If the person in charge of a blasting operation carries out routine monitoring of the vibration velocity, the peak vibration velocity limit for vibration resulting from blasting operations is 5.0 cm/s peak particle velocity.

7. Measurement Standards & Procedures

All measurements of overpressure level and vibration velocity shall be made in accordance with the "Procedure for Measurement of Sound and Vibration due to Blasting Operations" set out in Publication NPC-103 - Procedures.

Publication NPC-120Sound Level Adjustments1. Scope

This Publication refers to the adjustment of a sound level obtained following the procedures set out in either section 3 or 4 of NPC-103 - Procedures.

2. Definitions

The technical terms used in this Publication are defined in Publication NPC-101 - Technical Definitions.

3. Intermittence

If a sound is intermittent and not impulsive, the following adjustment shall be subtracted from the observed value:

$$\text{Adjustment} = 10 \log_{10} \frac{1}{x}$$

where x is the fraction of an hour
for which the sound persists,
and which is approximated in Table 120-1.

4. Adjustment for Special Quality of Sound(1) Tonality

If a sound has a pronounced audible tonal quality such as a whine, screech, buzz, or hum then the observed value shall be increased by 5.

(2) Cyclic Variations

If a sound has an audible cyclic variation in sound level such as beating or other amplitude modulation then the observed value shall be increased by 5.

(3) Quasi-Steady Impulsive Sound

If a sound is Quasi-Steady Impulsive Sound then the observed value shall be increased by 10.

(4) One Adjustment Only

An adjustment may be made under one only of subsections (1), (2) and (3), providing that, if subsection (3) applies, it shall be used in preference to subsection (1) or subsection (2).

TABLE 120-1
Approximate Adjustment for Intermittence

Duration of Sound In One Hour (Minutes)	Adjustment
40 - 60	0
20 - 40	3
10 - 20	6
5 - 10	9
3 - 5	12
1 - 3	15
less than 1	20

Publication NPC-129Sound Levels of Road Traffic1. Purpose

Ambient Sound Levels in a community are generally determined by sound from road traffic. Regardless of the degree of control imposed on the sound from individual vehicles there will always be a certain irreducible background sound level in any built up area, caused primarily by vehicular traffic on various roads. This Publication describes a method to estimate the equivalent sound level (L_{eq}) at a Point of Reception caused by sound from such road traffic. It can be applied in any community where the acoustical environment is dominated by the sound, sometimes called "urban hum", of road traffic.

2. Scope

The estimation method described in this Publication may be applied in any community where the population exceeds 10,000 people. The method outlined in this Publication is also appropriate in smaller communities which experience continuously audible traffic noise.

3. Definitions

The technical terms in this Publication are defined in Publication NPC-101 - Technical Definitions.

4. Monitoring

The equivalent sound level (L_{eq}) of road traffic may be measured at a Point of Reception during any hour when the stationary source under investigation is not audible. When measurement of the equivalent sound level (L_{eq}) of the audible stationary source is made, the equivalent sound level (L_{eq}) from road traffic may be estimated by predicting the equivalent sound level (L_{eq}) of road traffic on the basis of observed traffic flows during the period when the equivalent sound level (L_{eq}) of the source is measured.

5. Prediction

The following describes the manner in which the equivalent sound level of road traffic may be predicted on the basis of traffic flows observed during a period of time for which the L_{eq} of the stationary source under investigation is measured:

- (1) Predictions shall be used only when it is not practical to measure the L_{eq} of road traffic.
- (2) Predictions shall not be used when sound from road traffic reflected from a building of more than three stories in height, is clearly audible at the Point of Reception.
- (3) For each road, from which traffic is audible at the Point of Reception, predict the L_{eq} at the Point of Reception using the appropriate method of prediction specified in either section 6 or section 7.
- (4) Add all equivalent sound levels using the decibel addition method in Table 129-1.
- (5) Compare the resultant L_{eq} with the Minimum Value of L_{eq} for the relevant hour listed in Table 129-2. The higher value of the two is the predicted equivalent sound level at the Point of Reception.

6. Low Speed Traffic

The following method of prediction shall be used to predict the equivalent sound level produced at a Point of Reception by traffic on a road with a speed limit less than or equal to 65 km/h:

(a) Traffic Volume

Vehicles passing by on the road shall be counted for at least twenty minutes and the time interval employed shall be reported.

The "weighted traffic volume" is the sum of,

- (i) ten times the number of trucks and buses larger than vans or pickups,
- and

- (ii) the number of all other vehicles,

divided by the length of the time interval as a fraction of an hour.

(b) Equivalent Sound Level

Based on the "weighted traffic volume", the predicted equivalent sound level at 10 m from the road centre shall be obtained from Table 129-3.

(c) Measurement of Distance

The distance of the Point of Reception from the centre of the road shall be measured along the shortest line joining the Point of Reception to the centre of the road.

(d) Adjustment for Distance

Table 129-4 shall be used to correct the equivalent sound level obtained from Table 129-3 for distance and sheltering.

7. High Speed Traffic

The following method of prediction shall be used to predict the equivalent sound level produced at a Point of Reception by traffic on a road with a speed limit greater than 65 km/h, provided that the total unobstructed angle of view of the road from the Point of Reception exceeds 90° :

(a) Traffic Volume

Vehicles passing by on the road shall be counted for at least 20 minutes and the time interval employed shall be reported. The traffic volume in vehicles per hour is the number of vehicles counted divided by the time interval as a fraction of an hour.

(b) Percentage Trucks

The percentage of vehicles larger than vans or pickups shall be calculated.

(c) Equivalent Sound Level at 30 m from Road Centre

Determination of the equivalent sound level at a point 30 metres from the centre line of the road shall be made using Tables 129-5, 6 and 7. If the total width of a multi-lane road is less than 30 metres then it shall be treated as one road. Wider roads shall be treated as two or more roads.

(d) Correction for Road Gradient

For road gradients of 1% or more, add the correction indicated in Table 129-8 to the equivalent sound level.

(e) Correction for Interrupted Traffic Flow

For a Point of Reception within 150 m of a traffic light, stop sign, or other interruption in traffic flow, add a correction as indicated in Table NPC-129-9 to the equivalent sound level.

(f) Measurement of Distance

The distance of the Point of Reception from the centre of the road shall be measured along the shortest line joining the Point of Reception to the centre of the road.

(g) Correction for Distance

Table 129-10 shall be used to correct for distance and for the type of ground surface.

- (i) Water, all pavements, ice and hard packed gravel, earth or snow are sound reflective surfaces. If more than half of the ground surface between centre line of the road and Point of Reception is sound reflective, the distance correction shall be made using the section of the table for reflective surfaces.

(ii) If less than half of the surface between centre line of the road and Point of Reception is sound reflective, the effective total height above the ground must be calculated by adding together the height of the Point of Reception above the ground and the effective source height for the road traffic obtained from Table 129-11. The correction for distance shall be made using the section of Table NPC-129-10 for other surfaces.

TABLE 129-1

Combining Sound Levels (dBA)

If higher level exceeds lower level by	Add this correction to higher level
0 - 1	3
2 - 4	2
5 - 9	1
10 and up	0

This Table is used for decibel addition.

TABLE 129-2

Minimum Value for Hourly

L_{eq} by Time of Day

<u>Time of Day</u>	<u>L_{eq} (dBA)</u>
07 00 - 19 00 h	50
19 00 - 20 00	49
20 00 - 21 00	48
21 00 - 22 00	47
22 00 - 23 00	46
23 00 - 24 00	45
24 00 - 01 00	44
01 00 - 02 00	43
02 00 - 03 00	41
03 00 - 04 00	40
04 00 - 05 00	42
05 00 - 06 00	45
06 00 - 07 00	48

TABLE 129-3
Equivalent Sound Level at 10 m
From the Centre of a Road
For a Given "Weighted Traffic Volume" (V)

$$\underline{V} = \text{Hourly Volume of Cars } (V_C) + 10 \times \text{Hourly Volume of Trucks } (V_T)$$

<u>V</u>	<u>L_{eq} (dBA)</u>	<u>V</u>	<u>L_{eq} (dBA)</u>
< 15	--	448-562	65
15 - 18	50	563-708	66
19 - 22	51	709-891	67
23 - 28	52	892-1122	68
29 - 35	53	1123-1413	69
36 - 45	54	1414-1778	70
46 - 56	55	1779-2239	71
57 - 71	56	2240-2818	72
72 - 89	57	2819-3548	73
90 - 112	58	3549-4467	74
113- 141	59	4468-5623	75
142- 171	60		
172- 224	61		
225- 282	62		
283- 355	63		
356- 447	64		

$$\text{From } L_{eq} = 10 \log (V_C + 10 V_T) + 38$$

This prediction is applicable to roads with posted speed limits up to 65 km/h. Since it is an empirical prediction, it includes the effect of building reflections encountered in low rise residential areas.

TABLE 129-4
Adjustments For Distance and Sheltering (dBA)

In the following Table, D is the distance in metres between the road centre and the Point of Reception and A is the adjustment to be subtracted from the L_{eq} at 10 m obtained from Table 129-3. If the Point of Reception is behind a row of houses blocking more than 50% of the road from view, subtract an additional 5 dB.

	<u>A (dBA Subtracted)</u>
9 < D < 11	0
11 < D < 12	1
12 < D < 14	2
14 < D < 16	3
16 < D < 19	4
19 < D < 21	5
21 < D < 25	6
25 < D < 28	7
28 < D < 33	8
33 < D < 37	9
37 < D < 43	10
43 < D < 49	11
49 < D < 57	12
57 < D < 65	13
65 < D < 75	14
75 < D < 86	15
86 < D < 99	16
99 < D < 113	17
113 < D < 130	18
130 < D < 150	19
150 < D < 172	20

This Table was prepared assuming an attenuation of traffic noise of 5 dB/doubling distance.

TABLE 129-5

Given the traffic volume in vehicles per hour and the percentage of vehicles larger than vans or pickups, this Table provides the predicted one hour equivalent sound level at 30 m from the centre line of a road with a speed limit greater than 65 km/h and equal to or less than 75 km/h. For values of traffic volume and percentage of vehicles larger than vans or pickups not shown in the Table, the nearest values in the Table shall be used, provided that if there are two values equally near appearing in the Table, the higher shall be used.

Speed Limit 65 - 75 km/h

Hourly Traffic Volume	Leq at 30 metres (dBA)														
	Percentage of Vehicles Larger than Vans or Pickups														
	0.	2.	4.	6.	9.	12.	16	21.	27.	35.	45.	60.	80.	100.	
40	52.	53.	54.	54.	55.	56.	57.	57.	58.	59.	60.	61.	62.	63.	
50	53.	54.	55.	55.	56.	57.	58.	58.	59.	60.	61.	62.	63.	64.	
63	54.	55.	56.	56.	57.	58.	59.	59.	60.	61.	62.	63.	64.	65.	
80	55.	56.	57.	57.	58.	59.	60.	60.	61.	62.	63.	64.	65.	66.	
100	56.	57.	58.	58.	59.	60.	61.	61.	62.	63.	64.	65.	66.	67.	
125	57.	58.	59.	59.	60.	61.	62.	62.	63.	64.	65.	66.	67.	68.	
160	58.	59.	60.	60.	61.	62.	63.	63.	64.	65.	66.	67.	68.	69.	
200	59.	60.	61.	61.	62.	63.	64.	64.	65.	66.	67.	68.	69.	70.	
250	60.	61.	62.	62.	63.	64.	65.	65.	66.	67.	68.	69.	70.	71.	
315	61.	62.	63.	63.	64.	65.	66.	66.	67.	68.	69.	70.	71.	72.	
400	62.	63.	64.	64.	65.	66.	67.	67.	68.	69.	70.	71.	72.	73.	
500	63.	64.	65.	65.	66.	67.	68.	68.	69.	70.	71.	72.	73.	74.	
630	64.	65.	66.	66.	67.	68.	69.	69.	70.	71.	72.	73.	74.	75.	
800	65.	66.	67.	67.	68.	69.	70.	70.	71.	72.	73.	74.	75.	76.	
1000	66.	67.	68.	68.	69.	70.	71.	71.	72.	73.	74.	75.	76.	77.	
1250	67.	68.	69.	69.	70.	71.	72.	72.	73.	74.	75.	76.	77.	78.	
1600	68.	69.	70.	70.	71.	72.	73.	73.	74.	75.	76.	77.	78.	79.	
2000	69.	70.	71.	71.	72.	73.	74.	74.	75.	76.	77.	78.	79.	80.	
2500	70.	71.	72.	72.	73.	74.	75.	75.	76.	77.	78.	79.	80.	81.	
3150	71.	72.	73.	73.	74.	75.	76.	76.	77.	78.	79.	80.	81.	82.	
4000	72.	73.	74.	74.	75.	76.	77.	77.	78.	79.	80.	81.	82.	83.	
5000	73.	74.	75.	75.	76.	77.	78.	78.	79.	80.	81.	82.	83.	84.	
5300	74.	75.	76.	76.	77.	78.	79.	79.	80.	81.	82.	83.	84.	85.	
8000	75.	76.	77.	77.	78.	79.	80.	80.	81.	82.	83.	84.	85.	86.	
10000	76.	77.	78.	78.	79.	80.	81.	81.	82.	83.	84.	85.	86.	87.	

TABLE 129-6

Given the traffic volume in vehicles per hour and the percentage of vehicles larger than vans or pickups, this Table provides the predicted one hour equivalent sound level at 30 m from the centre line of a road with a speed limit greater than 75 km/h and equal to or less than 90 km/h. For values of traffic volume and percentage of vehicles larger than vans or pickups not shown in the Table, the nearest values in the Table shall be used, provided that if there are two values equally near appearing in the Table, the higher shall be used.

Speed Limit 75 - 90 km/h

Hourly Traffic Volume	Leq at 30 metres (d3A)													
	Percentage of Vehicles Larger than Vans or Pickups													
	0.	2.	4.	6.	9.	12.	16.	21.	27.	35.	45.	60.	80.	100.
40	53.	54.	54.	55.	56.	56.	57.	58.	58.	59.	60.	61.	61.	63.
50	54.	55.	55.	56.	57.	57.	58.	59.	59.	60.	61.	62.	63.	64.
63	55.	56.	56.	57.	58.	58.	59.	60.	60.	61.	62.	63.	64.	65.
80	56.	57.	57.	58.	59.	59.	60.	61.	61.	62.	63.	64.	65.	66.
100	57.	58.	58.	59.	60.	60.	61.	62.	62.	63.	64.	65.	66.	67.
125	58.	59.	59.	60.	61.	61.	62.	63.	63.	64.	65.	66.	67.	68.
160	59.	60.	60.	61.	62.	62.	63.	64.	64.	65.	66.	67.	68.	69.
200	60.	61.	61.	62.	63.	63.	64.	65.	65.	66.	67.	68.	69.	70.
250	61.	62.	62.	63.	64.	64.	65.	66.	66.	67.	68.	69.	70.	71.
315	62.	63.	63.	64.	65.	65.	66.	67.	67.	68.	69.	70.	71.	72.
400	63.	64.	64.	65.	66.	66.	67.	68.	68.	69.	70.	71.	72.	73.
500	64.	65.	65.	66.	67.	67.	68.	69.	69.	70.	71.	72.	73.	74.
630	65.	66.	66.	67.	68.	68.	69.	70.	70.	71.	72.	73.	74.	74.
800	66.	67.	67.	68.	69.	69.	70.	71.	71.	72.	73.	74.	75.	76.
1000	67.	68.	68.	69.	70.	70.	71.	72.	72.	73.	74.	75.	76.	77.
1250	68.	69.	69.	70.	71.	71.	72.	73.	73.	74.	75.	76.	77.	78.
1600	69.	70.	70.	71.	72.	72.	73.	74.	74.	75.	76.	77.	78.	79.
2000	70.	71.	71.	72.	73.	73.	74.	75.	75.	76.	77.	78.	79.	80.
2500	71.	72.	72.	73.	74.	74.	75.	76.	76.	77.	78.	79.	89.	81.
3150	72.	73.	73.	74.	75.	75.	76.	77.	77.	78.	79.	80.	81.	82.
4000	73.	74.	74.	75.	76.	76.	77.	78.	78.	79.	80.	81.	82.	83.
5000	74.	75.	75.	76.	77.	77.	78.	79.	79.	80.	81.	82.	83.	84.
5300	75.	76.	76.	77.	78.	78.	79.	80.	80.	81.	82.	83.	84.	85.
8000	76.	77.	77.	78.	79.	79.	80.	81.	81.	82.	83.	84.	85.	86.
10000	77.	78.	78.	79.	80.	80.	81.	82.	82.	83.	84.	85.	86.	87.

TABLE 129-7

Given the traffic volume in vehicles per hour and the percentage of vehicles larger than vans or pickups, this Table provides the predicted one hour equivalent sound level at 30 m from the centre line of a road with a speed limit greater than 90 km/h. For values of traffic volume and percentage of vehicles larger than vans or pickups not shown in the Table, the nearest values in the Table shall be used, provided that if there are two values equally near appearing in the Table, the higher shall be used.

Speed Limit above 90 km/h

Hourly Traffic Volume	Leq at 30 metres (dBA)													
	Percentage of Vehicles Larger than Vans or Pickups													
	0.	2.	4.	6.	9.	12.	16.	21.	27.	35.	45.	60.	80.	100.
40	55.	55.	56.	56.	57.	57.	58.	59.	59.	60.	61.	62.	63.	
50	56.	56.	57.	57.	58.	58.	59.	60.	60.	61.	62.	63.	64.	
63	57.	57.	58.	58.	59.	59.	60.	61.	61.	62.	63.	64.	65.	
80	58.	58.	59.	59.	60.	60.	61.	62.	62.	63.	64.	65.	66.	
100	59.	59.	60.	60.	61.	61.	62.	63.	63.	64.	65.	66.	67.	
125	60.	60.	61.	61.	62.	62.	63.	64.	64.	65.	66.	67.	68.	
160	61.	61.	62.	62.	63.	63.	64.	65.	65.	66.	67.	68.	69.	
200	62.	62.	63.	63.	64.	64.	65.	66.	66.	67.	68.	69.	70.	
250	63.	63.	64.	64.	65.	65.	66.	67.	67.	68.	69.	70.	71.	
315	64.	64.	65.	65.	66.	66.	67.	68.	68.	69.	70.	71.	72.	
400	65.	65.	66.	66.	67.	67.	68.	69.	69.	70.	71.	72.	73.	
500	66.	66.	67.	67.	68.	68.	69.	70.	70.	71.	72.	73.	74.	
630	67.	67.	68.	68.	69.	69.	70.	71.	71.	72.	73.	74.	75.	
800	68.	68.	69.	69.	70.	70.	71.	72.	72.	73.	74.	75.	76.	
1000	69.	69.	70.	70.	71.	71.	72.	73.	73.	74.	75.	76.	77.	
1250	70.	70.	71.	71.	72.	72.	73.	74.	74.	75.	76.	77.	78.	
1600	71.	71.	72.	72.	73.	73.	74.	75.	75.	76.	77.	78.	79.	
2000	72.	72.	73.	73.	74.	74.	75.	76.	76.	77.	78.	79.	80.	
2500	73.	73.	74.	74.	75.	75.	76.	77.	77.	78.	79.	80.	81.	
3150	74.	74.	75.	75.	76.	76.	77.	78.	78.	79.	80.	81.	82.	
4000	75.	75.	76.	76.	77.	77.	78.	79.	79.	80.	81.	82.	83.	
5000	76.	76.	77.	77.	78.	78.	79.	80.	80.	81.	82.	83.	84.	
6300	77.	77.	78.	78.	79.	79.	80.	81.	81.	82.	83.	84.	85.	
8000	78.	78.	79.	79.	80.	80.	81.	82.	82.	83.	84.	85.	86.	
10000	79.	79.	80.	80.	81.	81.	82.	83.	83.	84.	85.	86.	87.	

TABLE 129-8

Correction to be Added for Road Gradient (dBA)

Given the road gradient and the percentage of vehicles larger than vans or pickups, this Table provides a correction to the predicted one hour equivalent sound level representing the increased load imposed on heavy vehicles by a road gradient. For values of percentage road gradient and percentage of vehicles larger than vans or pickups not shown in the Table, the nearest values in the Table shall be used, provided that if there are two values equally near appearing in the Table, the higher shall be used.

Percentage of Vehicles Larger than Vans or Pickups	<u>Gradient</u>				
	1%	2%	3%	4%	5%
5%	0	1	1	1	2
10	1	1	2	2	3
15	1	1	2	3	3
20	1	2	3	3	4

TABLE 129-9

Correction to be Added for Interrupted Traffic Flow (dBA)

Percentage of Vehicles Larger than Vans or Pickups (P)	<u>Distance (d) (metres)</u>				
	d < 60	60 < d < 90	90 < d < 120	120 < d < 150	d > 150
P < 10	2	1	1	1	0
10 < P < 20	3	2	2	1	0
P > 20	4	3	2	1	0

TABLE 129-10

Correction to be Added to (+) or Subtracted (-) from the Equivalent Sound Level (dB)
For Distance from Centre Line of Road and for Effective Total Height Above Ground

Effective Total Height h (metres) Above Ground	Horizontal Distance (metres) from Centre Line of Road to Point of Recepti														
	9	12	15	18	24	30	37	50	60	75	100	120	150	200	250
ALL HEIGHTS	REFLECTIVE SURFACES (dBA)														
	+5	+4	+3	+2	+1	0	-1	-2	-3	-4	-5	-6	-7	-8	-9
	OTHER SURFACES (dBA)														
54 < h < 67 m	+5	+4	+3	+2	+1	0	-1	-2	-3	-4	-5	-6	-7	-8	-9
43 < h < 54	+5	+4	+3	+2	+1	0	-1	-2	-3	-4	-5	-6	-7	-8	-10
34 < h < 43	+5	+4	+3	+2	+1	0	-1	-2	-3	-4	-5	-6	-7	-9	-11
27 < h < 34	+5	+4	+3	+2	+1	0	-1	-2	-3	-4	-5	-6	-8	-10	-11
21 < h < 27	+5	+4	+3	+2	+1	0	-1	-2	-3	-4	-5	-7	-9	-11	-11
17 < h < 21	+5	+4	+3	+2	+1	0	-1	-2	-3	-4	-6	-8	-10	-12	-12
14 < h < 17	+5	+4	+3	+2	+1	0	-1	-2	-3	-5	-7	-9	-11	-13	-13
11 < h < 14	+5	+4	+3	+2	+1	0	-1	-2	-4	-6	-8	-10	-12	-14	-14
8 < h < 11	+5	+4	+3	+2	+1	0	-1	-3	-5	-7	-9	-11	-13	-15	-15
7 < h < 8	+5	+4	+3	+2	+1	0	-1	-4	-6	-8	-10	-12	-14	-16	-16
5 < h < 7	+5	+4	+3	+2	+1	-1	-2	-5	-7	-9	-11	-13	-14	16	-16
4 < h < 5	+5	+4	+3	+2	0	-2	-3	-6	-8	-10	-12	-14	-15	-17	-17
2 < h < 4	+5	+4	+3	+1	0	-2	-3	-6	-9	-10	-12	-14	-16	-18	-18
h < 2	+5	+4	+3	+1	-1	-3	-4	-7	-9	-11	-13	-15	-17	-19	-20

TABLE 129-11

Effective Source Height (metres) for Road Traffic

Percentage of Vehicles Larger than Vans or Pick- ups: P %	Speed Limit km/h		
	70	80	90 or greater
P < 1	0 m	0	0
1 < P < 2	1	1	0
2 < P < 3	1	1	1
3 < P < 6	1	1	1
6 < P < 12	2	1	1
12 < P < 25	2	2	1
P > 25	2	2	2

Publication NPC-131Guidelines for Noise Control in Land Use Planning1. Scope

This Publication refers to the noise environment on the site of proposed residential or other sound-sensitive development in an urban area. Specified sound-level limits should apply to a new development as well as alteration to, or conversion of, any existing development or construction. Rural and special residential land use may be subject to different conditions.

2. Definitions(1) Technical Definitions

The technical terms used in this Publication are defined in Publication NPC-101 - Technical Definitions:

(2) Definitions Specific to this Publication(a) Outdoor Recreational Areas

"Outdoor recreational areas" refers to those outdoor areas where the enjoyment of the outdoor environment is important. These areas include, but are not limited to, the following:

- (i) yards including front yards, backyards, gardens, terraces or patios of dwellings;
- (ii) common outdoor areas allocated for recreational purposes such as areas outside apartment buildings, condominiums, group homes, hospitals and schools;
- (iii) parks and open spaces allocated for recreational purposes within a plan of subdivision

(b) Control Measures

"Control measures" refers to actions which can be taken to achieve noise compatibility for the specific land use or activity. Control measures may include, but are not limited to, the following:

- (i) Site Planning - orientation of buildings and outdoor recreational areas with respect to noise sources, spatial separation such as insertion of sound-insensitive land uses between source and receiver and appropriate setbacks;
- (ii) Acoustical Barriers - berms, walls, favourable topographical features; other intervening structures;

(iii) Architectural Design - room and corridor arrangement; blank walls, placement of windows, balconies and courtyards, building height;

(iv) Construction - acoustical treatment of walls, ceilings, windows and doors, selection of acoustical materials and other control devices.

3. Indoor Sound Level Limits

- (1) Table 131-1 as adjusted in accordance with subsection (2) if necessary, gives the equivalent sound level (L_{eq}) limits and the applicable time periods for the indicated types of indoor space. These are the minimum requirements of these Guidelines and apply in all cases.
- (2) When the predominant sound has pronounced tonal quality such as a whine, screech, buzz, or hum or contains pronounced narrow bands of energy, then 5 dBA should be deducted from the sound level limits indicated in Table 131-1.

4. Outdoor Sound Level Limits

- (1) Table 131-2 gives the sound level limits for two descriptors,
the 50th percentile sound level (L_{50}) and
the equivalent sound level (L_{eq})
for outdoor recreational areas, where the descriptors are referenced to the entire 16 hour period from 07:00 to 23:00 hours. The 50th percentile need only be considered for developments where the predominant sound is industry or a highway producing near constant sound levels.

Compliance with these sound level limits should generally ensure compliance with the appropriate requirements of Table 131-1 for the same time period for any normal building construction nearby.

- (2) Table 131-3 gives the sound level limits for two descriptors,
the 50th percentile sound level (L_{50}) and
the equivalent sound level (L_{eq}),
for outdoor areas, in the vicinity of buildings or proposed buildings containing sleeping quarters, where the descriptors are referenced to the entire 8 hour period

from 23:00 to 07:00 hours. The 50th percentile need only be considered for developments where the predominant sound is industry or a highway producing near constant sound levels.

Compliance with these sound level limits should generally ensure compliance with the appropriate requirements of Table 131-1 for the same time period for any normal building construction nearby.

- (3) Where the requirements of Table 131-3 cannot be met, special architectural design or construction features will have to be incorporated into the building construction to ensure compliance with the appropriate requirements of Table 131-1 for the same time period.

5. Planning the Project

(1) Responsibility of Developer

The developer or proponent of a new project, or project to convert an existing use, for a residential or sound-sensitive development in an urban area, should be responsible for investigating both the outdoor and potential indoor acoustical environments, and to determine the feasibility and the constraints applicable before any project action is taken or construction commitment made.

(2) Establishing the Sound Levels On-Site.

The sound levels anticipated on the site should be established by the use of prediction techniques acceptable to the Minister, based when necessary on actual measurements. In all cases, consideration should be given to anticipated future increases in sound levels for at least ten years.

(3) Control Measures

When anticipated sound levels on the site of the land use development under consideration exceed the recommended sound level limits, the land developer should institute appropriate control measures or revision to plans.

(4) Ventilation

When special architectural design or construction features are used as control measures and thereby restrict indoor ventilation, then air conditioning or forced air ventilation systems should be provided.

Table 131-1
Indoor Sound Level Limits

Type of Space	Equivalent Sound Level dBA (L_{eq})
Bedrooms, sleeping quarters, hospitals, etc. (Time period 23:00 - 07:00 hours)	40
Living rooms, hotels, motels, etc. (Time period 07:00 - 23:00 hours)	45
Individual or semi-private offices, small conference rooms, reading rooms, classrooms, etc. (Time period 07:00 - 23:00 hours)	45
General offices, reception areas, retail shops and stores, etc. (Time period 07:00 - 23:00 hours)	50

Table 131-2
Sound Level Limits for Outdoor Recreational Areas (07:00-23:00 hours)

Sound Descriptor for the Entire Period	Sound Level Limit dBA
L_{50}	52
L_{eq}	55

Table 131-3
Sound Level Limits for Outdoor Areas (23:00-07:00 hours)

Sound Descriptor for the Entire Period	Sound Level Limit dBA
L_{50}	47
L_{eq}	50

SCHEDULE 2

TO BY-LAW NO. 78-
(Section 2(1)(b))

1. Racing of any motorized conveyance other than in a racing event regulated by law.
2. The operation of a motor vehicle in such a way that the tires squeal.
3. The operation of any combustion engine without an effective exhaust muffling device in good working order and in constant operation.
4. The operation of a vehicle or a vehicle with a trailer resulting in banging, clanking, squealing or other like sounds due to improperly secured load or equipment, or inadequate maintenance.
5. The operation of an engine or motor in, or on, any motor vehicle or item of attached auxiliary equipment for a continuous period exceeding five minutes, while such vehicle is stationary in a Residential Area or a Quiet Zone, unless,
 - (a) the vehicle is in an enclosed structure constructed so as to effectively prevent excessive noise emission; or,
 - (b) the original equipment manufacturer specifically recommends a longer idling period for normal and efficient operation of the motor vehicle in which case such recommended period shall not be exceeded; or,
 - (c) operation of such engine or motor is essential to a basic function of the vehicle or equipment, including but not limited to, operation of ready-mixed concrete trucks, lift platforms or refuse compactors and heat exchange systems; or,
 - (d) weather conditions justify the use of heating or refrigerating systems powered by the motor or engine for the safety and welfare of the operator, passengers or animals, or the preservation of perishable cargo; or
 - (e) prevailing low temperatures make longer idling periods necessary, immediately after starting the motor or engine; or,
 - (f) the idling is for the purpose of cleaning and flushing the radiator and associated circulation system for seasonal change of antifreeze, cleaning of the fuel system, carburetor or the like, when such work is performed other than for profit.
6. The operation of a motor vehicle horn or other warning device except where required or authorized by law or in accordance with good safety practices.
7. The operation of any item of construction equipment in a Quiet Zone without effective muffling devices in good working order and in constant operation.

SCHEDULE 3

(Section 2(1)(c))

PROHIBITIONS BY TIME AND PLACE

PART I

Prohibited Period of Time

	<u>Quiet Zone</u>	<u>Residential Zone</u>
1. The operation of any auditory signalling device, including but not limited to the ringing of bells or gongs and the blowing of horns or sirens or whistles, or the production or amplification of any similar sounds by electronic means except where required by authorized by-law or in accordance with good safety practices.	at any time	9:00 p.m. to 7:00 a.m.
2. The operation of any electronic device or group of connected electronic devices incorporating one or more loudspeakers or other electro-mechanical transducers, and intended for the production, reproduction or amplification of sound.	at any time	9:00 p.m. to 7:00 a.m.
3. All selling or advertising by shouting or out-cry or amplified sound.	at any time	9:00 p.m. to 7:00 a.m.
4. Loading, unloading, delivering, packing, unpacking, or otherwise handling any containers, products, materials, or refuse whatsoever, unless necessary for the maintenance of essential services.	11:00 p.m. to 7:00 a.m.	11:00 p.m. to 7:00 a.m.
5. The operation of any construction equipment in connection with construction	7:00 p.m. to 7:00 a.m.	7:00 p.m. to 7:00 a.m.
6. The detonation of fireworks or explosive devices.	at any time	11:00 p.m. to 7:00 a.m.
7. The operation of a combustion engine which, (i) is, or (ii) is used in, or (iii) is intended for use, in a toy or a model or replica of a larger device, which model or replica has no function other than amusement and which is not a conveyance.	at any time	9:00 p.m. to 7:00 a.m.
8. The operation of any powered rail car including but not limited to refrigeration cars, locomotives or self-propelled passenger cars, while stationary on property not owned or controlled by a railway governed by The Canada Railway Act.	at any time	11:00 p.m. to 7:00 a.m.
9. The operation of any motorized conveyance other than on a highway or other place intended for its operation.	at any time	9:00 p.m. to 7:00 a.m.
10. The venting, release or pressure relief of air, steam or other gaseous material, product or compound from any autoclave, boiler, pressure vessel, pipe, valve, machine, device or system.	at any time	11:00 p.m. to 7:00 a.m.

04/25/78

Schedule 3 - continued

	<u>Prohibited Period of Time</u>	
	<u>Quiet Zone</u>	<u>Residential Zone</u>
11. Persistent barking, calling or whining or other similar persistent noise making by any domestic pet.	at any time	11:00 p.m. to 7:00 a.m.
12. The operation of any powered or non-powered tool for domestic purposes other than snow removal.	9:00 p.m. to 9:00 a.m.	9:00 p.m. to 9:00 a.m.
13. The operation of solid waste bulk lift or refuse compacting equipment.	5:00 p.m. to 7:00 a.m.	7:00 p.m. to 7:00 a.m.
	All day Sunday, Statutory Holidays and Civic Holidays	
14. The operation of commercial car wash and air drying equipment.	7:00 p.m. to 7:00 a.m.	7:00 p.m. to 7:00 a.m.
15. The operation of a power assisted hang glider and a parafoil.	at any time	9:00 p.m. to 9:00 a.m.
16. The operation of any item of snow making equipment.		
17. The operation of a sound emitting pest control device except in an Agricultural Zone.		

 PART II

1. For the purpose of this schedule, "motorized conveyance" includes,
 - (a) snowmobiles;
 - (b) mopeds;
 - (c) go-carts;
 - (d) track bikes;
 - (e) trail bikes.

SCHEDULE 4

To By-law No. 78-

(Section 23)

Sources or Activities Exempted

1. Authorized emergency vehicles.
2. Bells - utilized as traffic control devices including the following:
 1. Bells at traffic signal locations;
 2. Bells at railway crossings.
3. City machines and equipment including the following:
 1. Crosswalk painting machines;
 2. Catchbasin cleaners;
 3. Tree and shrub pruning and mulching equipment.

SCHEDULE 5

(Section 2(2))

QUIET ZONES

1. Land and premises of each of the following:

1. Henderson General Hospital.
2. Hamilton General Hospital.
3. Chedoke Hospital.
4. St. Joseph's Hospital.
5. McMaster Hospital.
6. St. Peter's Infirmary.
7. Macassa Lodge.

The Corporation of the City of Hamilton

BY-LAW NO. 78 -118

To Amend:

By-law No. 76-205

Respecting:

STIPELEY NEIGHBOURHOOD

LAND LOCATED AT MUNICIPAL NOS. 837 AND 847 BARTON STREET EAST

WHEREAS Restricted Area By-law No. 76-205, passed on the 29th day of June, 1976, implements the Stipeley Neighbourhood Plan by establishing zoning changes;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, the Minister having approved Official Plan Amendment No. 316 on the 7th day of June, 1976.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of section 4 of By-law No. 76-205, passed on the 29th day of June, 1976, as re-enacted by section 1 of By-law No. 77-191, passed on the 28th day of June, 1977, is amended by striking out "referred to, no use referred to" in the first and second lines and inserting in lieu thereof "permitted", and by striking out "except the" in the second line, and by adding at the end of the paragraph, "shall be permitted", so that the paragraph shall read as follows:

1. In addition to the uses permitted in section 14 of By-law No. 6593, warehouse and light industrial uses established within the property located at municipal numbers 837 and 847 Barton Street East as of the date of the passing of this by-law, shall be permitted.

2. By-law No. 6593 is amended by adding this by-law to section 19B as S-579 .

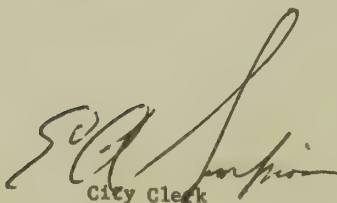
3. Sheet No. E-32 of the District Maps is amended by marking the lands referred to in section 1, S-579 .

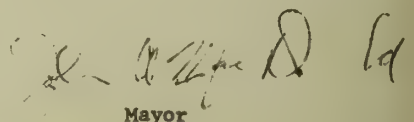
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of April

1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 119

To Authorize:

AN ADDITIONAL EXPENDITURE OF \$500,000 FOR THE ACQUISITION
OF LAND FOR HIGHWAY PURPOSES WITH RESPECT TO THE MOUNTAIN FREEWAY

WHEREAS The Ontario Municipal Board by Order dated the 13th day
of December, 1976, (File No. E 761587), approved,

- (a) the expenditure of \$1,400,000.00 for the acquisition
of further lands for highway purposes with respect to
the Mountain Freeway and the borrowing of money there-
for; and
- (b) the issuance of the necessary debentures by The
Regional Municipality of Hamilton-Wentworth, charge-
able to the applicant corporation

and declared and directed that the assent of the electors of the applicant
corporation shall not be required;

AND WHEREAS the Ontario Municipal Board by Order dated the 29th
day of March, 1978, (File No. E 761587), approved an additional expenditure
of \$500,000.00.

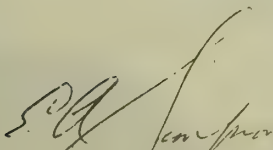
NOW THEREFORE the Council of The Corporation of the City of Hamilton
enacts as follows:

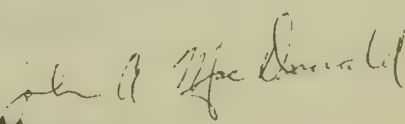
1. Section 1 of By-law No. 77-24, passed on the 8th day of February,
1977, is amended by striking out "\$1,400,000.00" in the third line and in-
serting in lieu thereof "\$1,900,000.00".

2. It is hereby directed as follows:

1. No part of the additional expenditure of \$500,000.00
shall be debentured; and
2. No commitment for the undertaking of the project out
of the additional expenditure of \$500,000.00 approved,
shall be made until the Treasurer of The Corporation
of the City of Hamilton has certified to the Council
that funds can be provided under the said additional
expenditure in payment of any said commitment for the
undertaking of the project.

PASSED this 25th day of April 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 -120

To Adopt:

Official Plan Amendment No. 339

Respecting:

RESIDENTIAL LAND USE

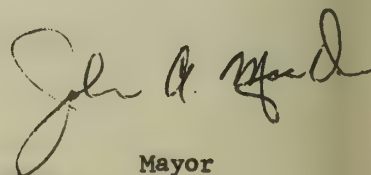
The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 339 to the Official Plan of the Hamilton Planning Area consisting of sections 1 and 2 and schedules "A", "A1", "B" and "C" of schedule "1" hereto annexed and forming part of this by-law is hereby adopted.

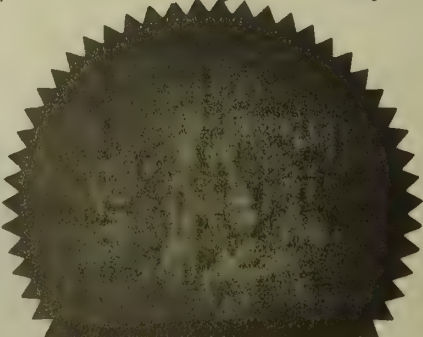
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof

PASSED this 25th day of April 1978.


City Clerk


Mayor

(1978) 11 R.P.D.C. 7, April 11



RESIDENTIAL
OFFICIAL PLAN

Schedule "1" to Amendment No. ~~332~~ 339....
to the Official Plan
of the Hamilton Planning Area.

AMENDMENT No. 339
TO THE OFFICIAL PLAN OF THE
CITY OF HAMILTON PLANNING AREA

PREPARED FOR
THE CITY OF HAMILTON
BY THE
PLANNING AND DEVELOPMENT DEPARTMENT
OF THE REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH

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- Schedule "B" - The Plan for the Staging of Development
- Schedule "C" - Planning Units

SECTION ONE

BASIS OF THE AMENDMENT

A GENERAL STATEMENT ON THE PURPOSE, LOCATION, BACKGROUND AND RATIONALE OF THE AMENDMENT, WHICH, TOGETHER WITH SECTION TWO AND THE SCHEDULES, CONSTITUTE THE OFFICIAL PLAN FOR RESIDENTIAL LAND USE AS DEFINED IN SECTION 1 (H) OF THE ONTARIO PLANNING ACT.

Subsection 1.1

PURPOSE OF THE AMENDMENT

Present Official Plan policies are inadequate to guide Council in its attempts to provide high quality residential environments for Hamilton's present and future citizens.

1.1.1

This amendment will provide a comprehensive statement of program and policy applicable throughout the Hamilton Planning Area governing land use for,

a) land designated in the Official Plan as Residential;

1.1.2

b) the development of land not designated as residential but which it is intended to be used for residential purposes in the future;

1.1.3

c) accommodating population growth and dealing with demand for residential development;

1.1.4

d) avoiding conflicts between demand for residential development and loss of amenities for residents;

1.1.5

e) taking into account the impact on housing demand of changing trends in urban growth and composition of the population;

1.1.6

f) dealing with a possible oversupply of land designated for residential use in neighbourhood plans, on the basis of anticipated population growth and related housing demand;

1.1.7

g) taking into account that in some neighbourhoods there may be difficulty in achieving full implementation of neighbourhood plans;

1.1.8

h) allocating demand for residential land without arbitrarily restricting the potential full development of partially developed neighbourhoods; and

1.1.9

i) combined development to consolidate partially developed and fully developed neighbourhoods and to make optimum use of existing services.

1.1.1

Subsection 1.2

LOCATION OF THE AMENDMENT

This amendment applies comprehensively to the City of Hamilton.

1.2.1

The boundaries of any land use designated or suggested in Schedules A, A1, B and C herein are intended

a) to be general in their locations; and

1.2.2

b) not to define the exact limits of residential use.

1.2.3

The location of areas for specific types of residential use is intended to be determined by, and designated in, neighbourhood plans.

1.2.4

The exact boundaries of areas for residential use are intended to be adjusted in restricted area by-laws without the necessity of further amending the Official Plan so long as such by-laws conform to the general intent and purpose of this amendment.

1.2.5

Subsection 1.3

BACKGROUND AND BASIS OF THE PLAN

Existing Official Plan Residential Land Use Policies:

Neither the Official Plan nor amendments thereto contain statements of goals and/or objectives with respect to residential land use which have comprehensive application to the entire city. While Official Plan Amendment No. 260 contains such a statement, the goals and objectives in this regard were limited to the area covered by the Amendment; specifically that portion of the city containing the "Residential Enclaves" north of Barton Street adjacent to the Bayfront industrial area.

1.3.1 (1)

Policies relating to the residential use of land comprehensively applicable to the entire city, are essentially lacking as well. All relevant Official Plan amendments, with the exception of Amendment No. 213, related to specific areas of the city only. The definitions of the residential land use classification, which provide the essence in most cases of the policy statement of each amendment, have been amended six times. Where additional policies were articulated, they were usually applicable only to the area covered by the amendment.

1.3.1 (2)

Given the significance of a municipality the size of Hamilton, the need to provide sound, consistent policy guidelines for residential development, as well as the number and variety of amendments to the Official Plan dealing with residential land use, the existing situation is both confusing and cause for concern. The amendment is necessary to provide an updated and consistent framework of goals, objectives and policies to guide residential land use and development in the City of Hamilton.

1.3.1 (3)

Growth Projections and Planning Implications:

From 1951 to 1968 Hamilton's population growth averaged 2.5 percent annually. From 1967 to 1975 the rate has been .8% annually,

and since 1971, .5%. The drop in population growth can be attributed to a number of factors which over the short term may reasonably be expected to continue to affect population growth.

1.3.2 (1)

Immigration into Ontario, both foreign and from other regions in Canada, has been declining in recent years, partly as a result of Ontario's economic situation and also due to the increased attractiveness of Western Canada. As a result, net migration has been contributing less in recent years to this Province's overall growth.

1.3.2 (2)

The birth rate has been falling in recent years relative to the total population, although the actual number of births has fluctuated annually. Similarly, the death rate has also dropped slightly, although with the proportion of the population in the over-65 age category increasing in size, the actual number of deaths may itself continue to increase.

1.3.2 (3)

The marriage rate has also been dropping in recent years for a variety of reasons, largely social. This, coupled with the increasing costs of living as well as the large number of women in the work force as a result, and the widespread use of contraception opportunities, will all likely continue to moderate the birth rate.

1.3.2 (4)

The demand for housing will, of course, be affected by these changing demographic indicators. However, other factors beyond those related purely to population growth, will also affect the amount and type of new housing required. For example, single young adults are increasingly establishing their own households, indicative of the lower marriage rate. The increasing costs of maintaining a household have stimulated an increase in the size and proportion of non-family households. The dramatic increases in divorce rates also add to overall housing demand.

1.3.2 (5)

A final, albeit indirectly related consideration, must be the changing availability and cost of energy necessary to support and

maintain an urbanized populace. It is essential that the ramifications of increased energy costs, as well as the impacts on the form and efficiency of residential development of these costs, be recognized and considered in conjunction with anticipated population growth and housing requirements.

1.3.2 (

The Trend projection contained in Appendix 5 of this amendment reveals that by 1986, population will have increased by 15,343 persons, requiring that a total of about 20,500 new dwelling units be constructed. Using the anticipated growth forecast in the Hamilton Housing Needs Study against a 1976 actual population base, the city can expect an additional 23,000 persons by 1986. Figures used as a background in the preparation of the Regional plan indicate the increase may be as high as 24,400 persons. It would appear that population growth could be anticipated to occur within the range indicated by these figures.

1.3.2 (7

The sector analysis in Appendix 2, however, reveals that approved and proposed neighbourhood plans may accommodate an almost 119,500 increase in population and almost 49,500 new dwelling units. The existing planned supply of residential land could be used up in 13 years, but only if population growth exceeded 3% per year. Anticipated growth is in actuality much lower, extending our supply to 2,030 at .7% growth per year, or 2,070 at only .4%. Indeed, almost 1.5 to 3 times as many new people as will likely be living in Hamilton by 2,001 can be accommodated on the basis of existing neighbourhood plans alone.

1.3.2 (8

The need is increasingly apparent to develop residential land use policies which are flexible and readily responsive to any change in population growth, as well as to future housing requirements, as they are determined, (which relate only partially to this growth), and to other factors of broad social importance. The policies established herein are intended to provide guidance to and a framework within which the Council of the City of Hamilton can effectively respond to shifts in population growth, housing demand or other factors, in providing efficient, attractive and stable residential development for present and future residents.

1.3.2 (9

SECTION TWO
P O L I C I E S

THE GOALS AND OBJECTIVES STATEMENTS,
THE SCHEDULES, THE DEFINITIONS, AND
STANDARDS COMPRISE THE POLICIES OF
THE AMENDMENT, WHICH, TOGETHER WITH
SECTION ONE AND THE SCHEDULES,
CONSTITUTE THE OFFICIAL PLAN FOR
RESIDENTIAL LAND USE AS DEFINED IN
SECTION 1(H) OF THE ONTARIO PLANNING
ACT.

Subsection 2.1

SCOPE OF THE PLAN

This amendment shall supersede all previous provisions of the Official Plan and all amendments thereto relating to any program and policy governing residential land use.

2.1

All statements of goals, objectives and policies shall be read in relation to each other and no goal, objective or policy shall be considered in isolation from another.

2.1

Where reference is made to a "residential area" in this amendment, it shall mean an area determined by Council to be "residential" as defined herein.

2.1

It is intended that residential development and redevelopment will be planned on the basis of "neighbourhoods" planning units. These neighbourhoods, averaging 80 hectares (approximately 200 acres) in size, are generally bounded by the gridiron pattern of major roads, and in some instances natural features, as well as the City boundary.

2.1

Each "neighbourhood" may have its complement of schools, parks, institutional uses, shopping facilities, and any other land use as may be determined to be appropriate for the neighbourhood and established in a neighbourhood plan as a result of a neighbourhood planning process. It is intended that the neighbourhood planning process include such citizen participation as may be determined by the City in accordance with the City's established practice, in order to obtain the citizen's views on the development or redevelopment of the neighbourhood under consideration. It is further intended that the precise location of the land uses will be determined at the time the detailed neighbourhood plan is prepared.

2.1

Council shall, when preparing neighbourhood plans, be guided by, and further shall ensure that all new development or redevelopment complies with, the provisions of this amendment.

2.1

Sentences 2.1.5 and 2.1.6 above notwithstanding Council may permit residential development or redevelopment of an "infilling" nature in areas where substantial residential development has occurred and where, in the opinion of Council, the preparation of a neighbourhood plan is not warranted.

2.1

our developing or undeveloped neighbourhoods will constitute a "community", and community facilities will be provided where possible at community centres shown on Schedule C.

2.1.8

development includes any construction, erection, alteration or enlargement of one or more buildings or structures or groups of buildings or structures.

2.1.9

development includes the removal of one or more buildings or structures or groups of buildings or structures from land, and the development of that land as defined in sentence 2.1.9 above.

2.1.10

where reference is made in this amendment to "undeveloped", "developing" or "developed" neighbourhoods, it shall mean neighbourhoods as defined by Council.

2.1.11

Subsection 2.2

DEFINITION

Residential Classification of Land Use

Dwellings:

The residential classification of land use shall mean that the predominant use of land in an area so designated shall be for dwellings.

2.2.1

Various types of dwellings shall be permitted in a residential classification of land use, but similar types shall be located together, and there shall be no indiscriminate mixing of various types.

2.2.1

Appropriate measures shall be taken to protect,

- a) low density residential development against high density residential development; and
- b) all residential development against other development of uses that may infringe upon the amenities of the residential land use.

2.2.1

2.2.1

Compatible Land Uses:

The residential classification of land use shall permit uses that are determined by Council to be compatible to dwellings, and shall include public parks, schools, churches and similar institutional uses.

2.2.2

As well, compatible uses shall be those uses necessary in order to serve the day-to-day needs of the immediate residential area, subject to the provisions of sentences 2.2.4 (1) to 2.2.4 (6) inclusive.

2.2.2

Where compatible uses are permitted, in order to preserve the amenities of and for residential uses in the area, new developments shall provide increased yards, adequate off-street parking, landscaping, screening, buffering or like measures as determined by Council, and shall not provide outside storage or engage in any use of the land having a detrimental impact on the residential uses.

2.2.2

The conversion of existing residential buildings located in high density residential areas in proximity to the downtown area, as determined by Council, may be permitted, in approved circumstances, for selective commercial uses such as financial

offices, specialty stores, professional offices and restaurants as a means of preserving and utilizing older buildings no longer appropriate for residential use and of providing a specialty type of commercial service in proximity to the downtown area of the City.

2.2.2 (4)

There is no obligation on Council to permit any compatible land use in a neighbourhood or in a residential area.

2.2.2 (5)

Where Council permits a compatible land use the compatible land use shall be permitted only upon specific applications for rezoning having regard to the policies set out in sentences 2.1.6 to 2.1.9 inclusive.

2.2.2 (6)

Incompatible Land Uses:

The residential land use classification shall not permit as compatible land uses,

- a) a commercial use or group of commercial uses exceeding .2 hectare (approximately one-half (1/2) acre) in area:

2.2.3 (1)

- b) a gasoline service station; or

2.2.3 (2)

- c) any industrial use.

2.2.3 (3)

Restriction of Commercial Uses:

Preference shall be given, subject to the provisions of sentences 2.2.2 (1) to 2.2.2 (6) above, to small groups of shops in suitable locations so as to prevent the scatter of commercial uses.

2.2.4 (1)

Individual retail or service stores and commercial uses in apartment buildings sufficient only to serve the occupants thereof may be permitted without amendment to the Official Plan.

2.2.4 (2)

Any neighbourhood commercial use shall be permitted only on specific application for rezoning if it is deemed by Council to be a compatible land use.

2.2.4 (3)

Existing individual retail stores or other commercial uses within an area designated as residential that, in the opinion of Council, are compatible land uses in accordance with the policies set out in sentences 2.1.6 to 2.1.9 inclusive, may be zoned for commercial use in the zoning by-law.

2.2.4 (4)

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Existing stores and commercial uses in residential areas that are determined by Council as not being compatible land uses and which do not comply with the policies set out in sentences 2.1.6 to 2.1.9 inclusive, shall be,

- a) deemed conclusively to be a non-conforming use and shall remain zoned "residential," or
- b) zoned "residential".

2.2.

2.2.

Restriction of Medium and High Density Residential Development and Redevelopment:

Prior to permitting medium and high density residential development prior to or upon rezoning applications, Council shall consider the following:

- a) Residential Classification of land use policies set out in sentences 2.2.1 (3) and 2.2.1 (4); and
- b) Adequacy of neighbourhood facilities, including schools, parks, churches, libraries, educational facilities, recreation facilities, police and fire protection and municipal services, having regard to the anticipated population density of the neighbourhood; and
- c) Protection of existing development and protection of development proposed in the neighbourhood plan or otherwise anticipated, by the provision of and for appropriate landscaping, buffering, siting of buildings and structures, height control, and other such measures as Council may determine.

2.2.5

2.2.5

2.2.5

Restriction on Public Utilities, Etc.:

Public utilities and similar installations, constructions, buildings or structures or parts thereof shall be installed, constructed, designed or otherwise dealt with, where possible, as to be in keeping with the general character of the surrounding buildings and structures, by the requirement and control of landscaping, screening, buffering, siting of buildings and structures, height control and such other measures as the City may determine.

2.2.6

Subsection 2.3
DETAILS OF THE AMENDMENT

Schedules

The Official Plan of the Hamilton Planning Area is hereby amended by adding the following maps attached hereto:

- Schedule "A" - The Plan for Residential Land Use
- Schedule "A1"- Consolidation of Residential Land Use Designation
- Schedule "B" - The Plan for the Staging of Development.
- Schedule "C" - Planning Units

2.3.1

Policies

Goal 1:

To achieve and maintain an urban environment which fosters personal choice, is diversified, attractive and stable.

2.3.2

Objective 1:

To maintain an adequate stock of housing in a range of styles, quality and choice which satisfies the changing needs of the citizens of Hamilton.

2.3.2 (1)

Implementation Policies:

Subject to the policies regarding Dwellings, as well as Compatible and Incompatible Land Uses of the Residential Classification Definition (sentences 2.2.1 (1) to 2.2.3 (3) inclusive) developing neighbourhoods shall contain a mixture of low, medium and high density residential uses, appropriately located in conformity with the policies of this amendment.

2.3.2. (1) i

Neighbourhoods shall contain a mixture of different dwelling types, the proportions of which will be determined in accordance with the needs of the population identified from time to time, and at an overall density standard which takes into account the availability of existing or planned commercial and community facilities, capacity of schools and public services, and the adequacy of public open space to serve anticipated residents of the neighbourhood.

2.3.2 (1) (ii)

The development of land at appropriate locations throughout the City satisfactory to Council for the construction of low cost and senior citizen housing shall be encouraged.

2.3.2 (1) (i)

Council shall support the concept of a physically accessible residential community throughout Hamilton and shall encourage the development of a wide range of housing alternatives for the physically handicapped population

2.3.2

The rehabilitation of dwellings as an alternative to demolition at appropriate locations satisfactory to Council having regard to the quality and character of the residential area shall be encouraged.

2.3.2

Objective 1a):

To encourage and maintain residential use of the downtown area.

2.3.2

Implementation Policies:

A variety of dwelling types shall be encouraged in the downtown area as determined by Council.

2.3.2

Provision shall be made for adequate light, air, vehicular access, parking, open space and for the maintenance and protection of the character of the area and of the amenities of the existing and proposed residential land uses in the downtown area.

2.3.2

Prior to approval of a new residential development or redevelopment in the downtown area, Council shall be satisfied that existing, proposed or planned neighbourhood park space conforms to adopted standards regarding amount, and is adequate to meet the requirements of existing residents as well as anticipated residents of such proposed development or redevelopment.

2.3.2

Council shall do whatever it determines as necessary as will result in increased properly useable open space on the site of any proposed development or redevelopment.

2.3.2

Council shall, before approving rezoning applications to a commercial use or before approving development or redevelopment agreements for a commercial use within a residential sector in the downtown area, as determined by Council, ensure that a level of commercial service meeting the daily needs of area residents exists, or is proposed to be provided through such application or agreement, comparable to that which is available to residents in other areas of the City.

2.3.2

Objective 2:

To ensure that new development or redevelopment is compatible with existing residential development and is designed in such a way as to preclude potential conflicts.

2.3.2 (3)

Implementation Policies:

There shall be provided and maintained appropriate protection for residential development from any new development or redevelopment including but not limited to landscaping or screening buffering of buildings, structures, off-street parking areas, service areas, or access drives, and the prohibition of outside storage areas, so as to preserve existing and future residential amenities.

2.3.2 (3) (i)

Design, orientation, height of buildings and structures and lighted areas shall be in keeping with the residential character of the area.

2.3.2 (3) (ii)

The preferred location of new high density developments or of redevelopments beyond the central area shall be at nodes created by the intersection of major arterials and the preferred direct access to the development or redevelopment shall be from the arterials.

2.3.2 (3) (ii)

The preferred location of new medium density development or of redevelopment shall be on major and minor arterials and the preferred direct access to the development or redevelopment shall be from the major or minor arterials.

2.3.2 (3) (ii)

The preferred location of low density development or redevelopment shall be on local and collector streets and the preferred direct access to the development or redevelopment shall be from the local or collector streets.

2.3.2 (3) (v)

Sufficient parking facilities, preferably underground, shall be provided and maintained for high density residential development or redevelopment which contribute to increased on-site open space and buffering for adjacent resident development or other land uses, to the satisfaction of Council.

2.3.2 (3) (vi)

Such parking facilities referred to in sentence 2.3.2 (3) (iii) above shall be designed in a manner satisfactory to Council that provides adequate precautions for the safety of users.

2.3.2 (3) (vii)

Objective 2a):

To minimize in residential areas detrimental effects as may be created by utility service, traffic noise, or other effects as may have a noxious impact on the quality of the residential area.

2.3.2 (

Implementation Policies:

Council shall require to be done all such things as it determines to be satisfactory in order to ensure that residential development and redevelopment is properly protected from conditions that it determines may directly or indirectly have a noxious or otherwise detrimental effect on the health, safety, or welfare of the residents.

2.3.2 (

All buildings, structures, facilities, services and any thing or matter that may provide the conditions referred to in sentence 2.3.2 (4) (i) above are to be designed in such a manner as to be in keeping with the character of the residential development or redevelopment.

2.3.2 (

In a developing residential neighbourhood, the street pattern shall be established to the satisfaction of Council and provide efficient access to all areas, and discourage,

- a) through traffic internally; and
- b) direct access off arterials to neighbourhood parks and schools.

2.3.2 (4

No new residential development or redevelopment shall be located so as to be subjected to through industrial traffic or any other non-local flows of traffic unless the development or redevelopment is suitably protected by buffers or set-backs, satisfactory to Council.

2.3.2 (4

Increased yard or lot requirements as well as any other measures to moderate the effects of noise, visual intrusion or other undesirable impacts on residential dwellings which it deems to be necessary may be required by Council of lots adjacent to arterials where reverse frontage lots are either permitted or required.

2.3.2 (4

Objective 3:

Protect and enhance the amenities of established residential areas.

2.3.2 (5)

Implementation Policies:

All such things as Council deems necessary or expedient may be done by, or required by, Council in order to maintain or improve the quality of residential neighbourhoods, including but not limited to,

- a) the provision and maintenance of adequate off-street parking;
- b) alteration of traffic flows;
- c) improvement and maintenance of street landscaping;
- d) acquisition, removal or improvement of buildings or uses incompatible with the zoning district;
- e) provision of advice and assistance in the improvement and maintenance of private dwellings;
- f) investigation into and application of other methods of encouraging the maintenance and improvement of buildings in residential areas;
- g) utilizing all such controls as may be available to implement the objectives.

2.3.2 (5) (i)

Plans for redevelopment shall, to the satisfaction of Council, ensure that the residential character of the area will be maintained or enhanced and that the redevelopment will not burden existing facilities and services.

2.3.2 (5) (ii)

In order to preserve the character of existing residential areas, Council may determine that rehabilitation is a preferred and satisfactory alternative to redevelopment.

2.3.2 (5) (iii)

Objective 4:

Protect and conserve residential areas having cultural, historical or architectural merit.

2.3.2

Implementation Policies:

Major development or redevelopment shall not take place within or in close proximity to residential areas having cultural, historical or architectural merit, where Council determines that such development or redevelopment will detract from or indirectly impair the character, quality, amenities or stability of the residential areas.

2.3.2

Where Council determines that it is desirable, it shall provide for designations in residential areas under The Ontario Heritage Act, 1974.

2.3.2

Goal 2:

To achieve the conservation and efficient use of all resources.

2.3.3

Objective 1:

To use land efficiently and to achieve the effective integration of all land uses, while minimizing costs to the taxpayer in the achievement of the goals and objectives of this amendment.

2.3.3

Implementation Policies:

The preferred location of housing suitable for families with children shall be in proximity to family-oriented facilities, such as schools and community centres, which are in existence or which are planned to be provided or may be provided.

2.3.3

The preferred location of residential development and redevelopment shall be in proximity to such existing,

- a) recreation and community facilities;
- b) municipal services;
- c) educational facilities; or
- d) other like facilities for which the City is responsible or which are required to be provided or contributed to by a development or redevelopment.

2.3.3

Council may determine that facilities referred to in sentence 2.3.3 (1) (i) above, are appropriate and capable of accommodating such additional demand as may be reasonably anticipated or as Council may determine may be improved or up-graded having regard to the costs of improving or up-grading of the public services and having regard to the necessity and feasibility of accommodating the additional demands.

2.3.3 (1) (ii.)

Council shall ensure that the development or redevelopment of residential areas is coincidental with the planning for or provision of, the following facilities where Council determines that similar facilities that exist, or that may come into existence, otherwise are neither adequate nor appropriately located to accommodate the probable requirements of prospective residents:

- a) open space;
- b) community facilities;
- c) schools;
- d) commercial services;
- e) municipal services; and
- f) other like facilities.

2.3.3 (1) (iv)

Preferred residential development or redevelopment within existing residential neighbourhoods shall be where the development or redevelopment does not, in the opinion of Council, impose an undue load on the existing facilities mentioned in sentence 2.3.3 (1) (iv).

2.3.3 (1) (v)

Having regard to housing needs identified from time to time, Council may review its program for the provision of municipal services for residential purposes every five years.

2.3.3 (1) (vi)

Objective 2:

The removal of incompatible land uses within residential areas and, where Council deems it to be feasible, the redevelopment of the land for residential uses.

2.3.3 (2)

Implementation policies:

Non-conforming uses shall be removed as Council determines is necessary or expedient.

2.3.3

In considering the removal of any non-conforming use, Council shall have regard to,

- a) possible rehabilitation or conversion of the use for or into uses that are conforming;
- b) the maintenance of the character and quality of the residential area;
- c) such other matters as Council deems necessary or expedient.

2.3.3

Objective 3:

To promote the efficient use of energy and reduce environmental pollution through the accommodation of alternative and more efficient housing forms, layouts and configurations.

2.3.3

Implementation Policies:

The residential designs that are desirable are those that incorporate and complement the environmental features of the area and that offer potential savings in energy through such means as, but not limited to,

- a) reduced road lengths;
- b) reduced lot widths;
- c) building orientation;
- d) protection of woodlots;
- e) retention of existing trees and other vegetation;
- f) clustering of units; and
- g) such other matters as Council deems necessary or expedient.

2.3.3

Subject to the Ontario Building Code, 1974, development and redevelopment designs which reflect improved energy efficiency considerations and take into account innovations in building technology, shall be encouraged.

2.3.3 (3) (ii)

Subdivision standards and engineering requirements may be changed by Council, from time to time, to accommodate innovative and more efficient residential designs.

2.3.3 (3) (iii)

Objective 4:

Provide and maintain an adequate supply of land for residential development geared to the growth rate of the City.

2.3.3 (4)

Implementation Policies:

Periodic housing targets and priorities may be established by Council in consultation with the Regional Municipality of Hamilton-Wentworth.

2.3.3 (4) (i)

Council may establish a program to monitor annual residential development, up-date housing targets, revise priorities, identify policy changes in order to better achieve the housing targets.

2.3.3 (4) (ii)

Plans of subdivisions and neighbourhood plans shall take into account, as Council may determine,

- a) housing policy as set out in Item 1 of the 34th Report of the Planning and Development Committee, adopted by City Council on October 26, 1976; and
- b) the existing supply of land designated for residential use remaining undeveloped throughout the City.

2.3.3 (4) (iii)

Housing targets and priorities, as may be established by Council, shall be adjusted to accommodate a reciprocal amount of housing to replace and offset the removal of residences by reason of the implementation of any redevelopment.

2.3.3 (4) (iv)

The provision of municipal services for which Council is responsible shall be staged having regard to,

- a) the location of residential development and redevelopment, in relation to various facilities, as set out in sentences 2.3.3 (1) (ii), 2.3.3 (1) (iii), and 2.3.4 (1) (iv); and

- b) the housing policy referred to in clause 2.3.3 (4) (iii) (a)

2.3.3 (4) (v)

Council shall encourage that the provision of services which are the responsibility of other levels of government, as well as the provision of public utilities, are staged in light of 2.3.3 (4) (v) above.

2.3.3 (4) (v)

Goal 3:

To achieve a hierarchy of land use which facilitates the fulfillment of this plan amendment.

2.3.4

Objective 1:

Stage development so as to allow for orderly development of undeveloped land for a more intensive residential use.

2.3.4 (1)

Implementation Policies:

Subject to sentences 2.3.3 (1) (v), 2.3.3 (4) (v) and 2.3.4 (1) (iv) respecting various services and sentences 2.3.3 (4) (i) and 2.3.3 (4) (iii) respecting housing, economic and functional uses shall be made of municipal facilities in each stage before permitting development in the next stage of development.

2.3.4 (1) (i)

The economic and functional development in each stage shall also be consistent with the financial capacity of the City to meet the public costs of permitting the next stage of development.

2.3.4 (1) (ii)

The sequence of staging of development in the undeveloped areas of the City shall be

- a) firstly, Stage 1
- b) secondly, Stage 11
- c) thirdly, Stage 111

for the corresponding areas shown on a plan hereto annexed as Schedule "B", the Plan for the Staging of Development.

2.3.4 (1) (iii)

Consistent with sentences 2.3.4 (1) (i) and 2.3.4 (1) (ii) above, Council accepts the principle that 60 (sixty) ~~percent~~ of planned residential development ~~has been~~ registered in any serviced stage prior to permitting further residential development to occur in any subsequent undeveloped stage.

2.3.4 (1) (iv)

Sentence 2.3.4 (1) (iv) notwithstanding, Council may vary the above-mentioned percentage of planned development in light of special circumstances peculiar to a partially-developed neighbourhood or neighbourhoods within a particular stage.

2.3.4 (1) (v)

In addition to sentence 2.3.4 (1) (iv) above, Council shall be satisfied that the program for the staging of services is compatible with said extensions of development.

2.3.4 (1) (vi)

Objective 2:

Provide for the gradual increase in average residential density.

2.3.4 (2)

Implementation Policies:

Subject to sentence 2.3.4 (1) (iv) respecting partially developed neighbourhoods, and sentence 2.3.3 (1) (vi) respecting existing facilities, preference shall be given to full residential development of neighbourhoods.

2.3.4 (2) (i)

The ultimate average population density of the undeveloped areas shall continue at 86 persons per gross residential hectare (or approximately 35 persons per gross residential acre).

2.3.4 (2) (ii)

In order to accommodate the housing required to meet market demands, Council may, from time to time, determine the merit of,

- a) continuing the detailed predesigning of neighbourhoods, by neighbourhood plan;
- b) alternatives to the detailed predesign of neighbourhoods;
- c) amendments to the restricted area by-law; and,
- d) adopting as a measure of density standard, "dwelling units per net residential hectare."

2.3.4 (2) (ii)

For the purpose of making the determination mentioned in sentence 2.3.4 (2) (iii), Council's consideration shall include the following matters:

- a) the extent to which overall higher density of residential units has been achieved in neighbourhoods;
- b) the trends in persons per unit based on the type of dwelling unit; and
- c) the dwelling units required to accommodate 86 persons per gross residential hectare.

2.3.4 (2) (i)

Subject to sentence 2.3.4 (2) (vi), increased densities shall be permitted only where the following facilities are in existence or are planned to be provided:

- a) Open Space;
- b) Community facilities;
- c) Schools;
- d) Commercial Services;
- e) Municipal Services; and
- f) Other like facilities.

2.3.4 (2) (v)

Residential development referred to in sentence 2.3.4 (2) (v) shall be permitted only if Council is satisfied that the facilities,

- a) are or would be adequate to absorb such additional demands as may reasonably be expected; and
- b) may be economically provided.

2.3.4 (2) (vi)

Objective 3:

Achieve residential land use patterns capable of supporting a more extensive and efficient transit system, reducing road lengths and reliance on the automobile.

2.3.4 (3)

Implementation Policies:

Preference shall be given to the location of higher density development on arterial streets in order to support an efficient and economic level of transit service.

2.3.4 (3) (i)

Preference shall be given to the development of partially developed neighbourhoods adjacent to undeveloped neighbourhoods in accordance with the policy set out in sentence 2.3.4 (1) (iv) in order to minimize the period and amount of the subsidy required to support extensions of the transit system.

2.3.4 (3) (ii).

Subsection 2.4

INTERPRETATION

The provisions of the Official Plan as amended from time to time respecting the interpretation of that plan shall apply with respect to this amendment.

2.4.1

It is intended that this amendment express the principles and policy which will govern residential land use within the City of Hamilton, and while it is the most comprehensive statement of policy possible at this time, it is not to be assumed that changes will not be made to any of these principles and policy during the passage of time and after consideration by the authorities concerned. To this end, it is considered that the Plan should be comprehensively reviewed every five years in the light of development which has taken place hereunder and any changes in the pattern or demand or in the economy or otherwise.

2.4.2

The boundaries between the classes of land use designated in Schedules A, A1, B and C are intended to be only general and not to define the exact limits of residential use. Furthermore, as outlined in the Policy Section of this amendment, the merit of certain areas for residential use will be determined by detailed neighbourhood plans and designated accordingly.

2.4.3

It is intended, therefore, that adjustments may be made in respect of these boundaries in zoning by-laws without the necessity of further amending the Official Plan so long as such by-laws conform to the general intent and purpose of this amendment.

2.4.4

04/25/78

BY-LAW No. 78 - 121

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic, passed on the 26th day of March, 1966 is hereby further amended by deleting therefrom the following items, namely:-

"Orchard	Westbound	Dundurn
Park Row	Northbound and Southbound	Edgemont
Province	Northbound and Southbound	Edgemont
Northcote	Westbound	Depew
Hoover	Southbound	McElroy
King William	Eastbound and Westbound	Victoria
Monterey	Westbound	Ottawa
Roxborough	Westbound	Highridge
Roxborough	Eastbound	Berkindale",

and by adding thereto the following items, namely:-

"Orchard Hill	Westbound	Dundurn
Park Row	Northbound and Southbound	Justine
Province	Northbound and Southbound	Justine
Gertrude	Westbound	Depew
Rox	Eastbound	Berkindale
Rox	Westbound	Highridge".

2. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

"Barnesdale	Northbound and Southbound	Dunsmure
Hope	Eastbound and Westbound	Harmony".

3. Schedule 12 (One-Way Streets) is hereby amended by deleting therefrom the following items, namely:-

"Melvin	Easterly	Woodward to Pottruff
Barton	Westerly	Pottruff to Woodward".

PASSED this 25th day of April , A.D. 1978.

[Signature]
City Clerk

[Signature]
Mayor



BY-LAW No. 78 - 122

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic, passed on the 26th day of March, 1966 is hereby further amended by deleting from Section 5 (One Hour Limit) the following item, namely:-

"King	Both	Bay to Dundurn".
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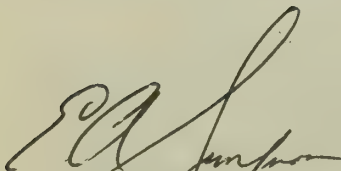
2. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

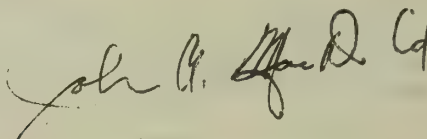
"Princess	North	Sherman to 410 ft. east
Gage	Both	From 175 ft. south of Cumberland to Lawrence",

and by adding thereto the following items, namely:-

"Princess	South	Sherman to 420 ft. east
Gage	East	From 160 ft. south of Cumberland to Lawrence
Gage	West	From 175 ft. south of Cumberland to Lawrence".

PASSED this 25th day of April, A.D. 1978


City Clerk


Mayor



BY-LAW No. 78 - 123

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 29 (No Stopping Areas) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding thereto the following items, namely:-

"Hess	East	Main to George
Lanark	West	Warrington to 40 ft. south
Lanark	East	Warrington to 38 ft. south".

2. Schedule 30 (Commercial Loading Zones) is hereby amended by deleting therefrom the following item, namely:-

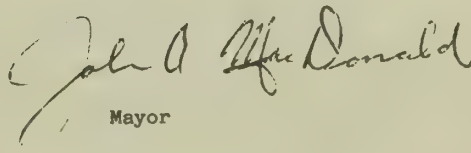
"Augusta South 38 ft. 125 ft. east of James Anytime",

and by adding thereto the following item, namely:-

"Augusta South 33 ft. 125 ft. east of James Anytime".

PASSED this 25th day of April , A.D. 1978.


City Clerk


Mayor



BY-LAW No. 78 - 124

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 23 (Hamilton Street Railway Bus Stops) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended;

(a) by deleting from the Outbound Column of the Barton Extension Table the following item, namely:-

"Barton at Pottruff (FS)",

and by adding thereto the following item, namely:-

"Barton, 115 ft. east of Nash (FS)".

(b) by deleting from the Outbound Column of the Barton-Nash Table the following item, namely:-

"Barton at Pottruff (FS)",

and by adding thereto the following item, namely:-

"Nash, 120 ft. south of Barton (FS)".

2. Schedule 25 (Parking Time Limits) is hereby further amended by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Hess East Main to King",

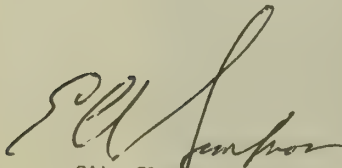
and by adding thereto the following item, namely:-

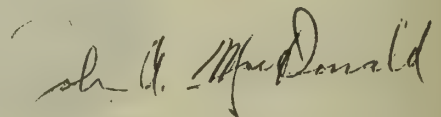
"Hess East George to King".

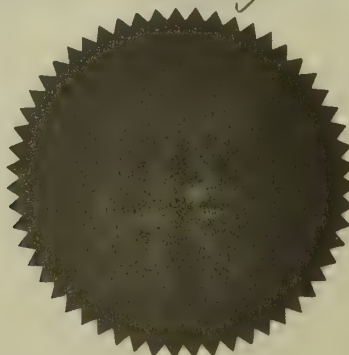
3. Schedule 27 (Alternate Side Parking) is hereby amended by adding thereto the following item, namely:-

"Millen, East West".
Bruedale to Empress

PASSED this 25th day of April , A.D. 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 125

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS ON THE SOUTH SIDE OF RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-49E and E-59E of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are amended,

- (a) by changing from "M-11" (Prestige Industrial) district to "M-12" (Prestige Industrial) district, the land comprised in Block 1, and
- (b) by changing from "M-14" (Prestige Industrial) district to "M-15" (Prestige Industrial) district, the land comprised in Block 3,

the extent and boundaries of each of which Blocks 1 and 3 are shown on plans hereto annexed as schedules "A" and "A1".

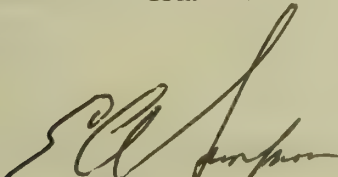
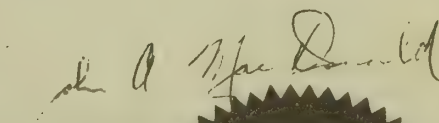
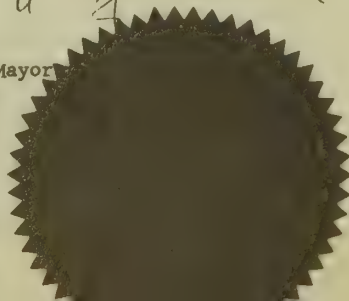
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

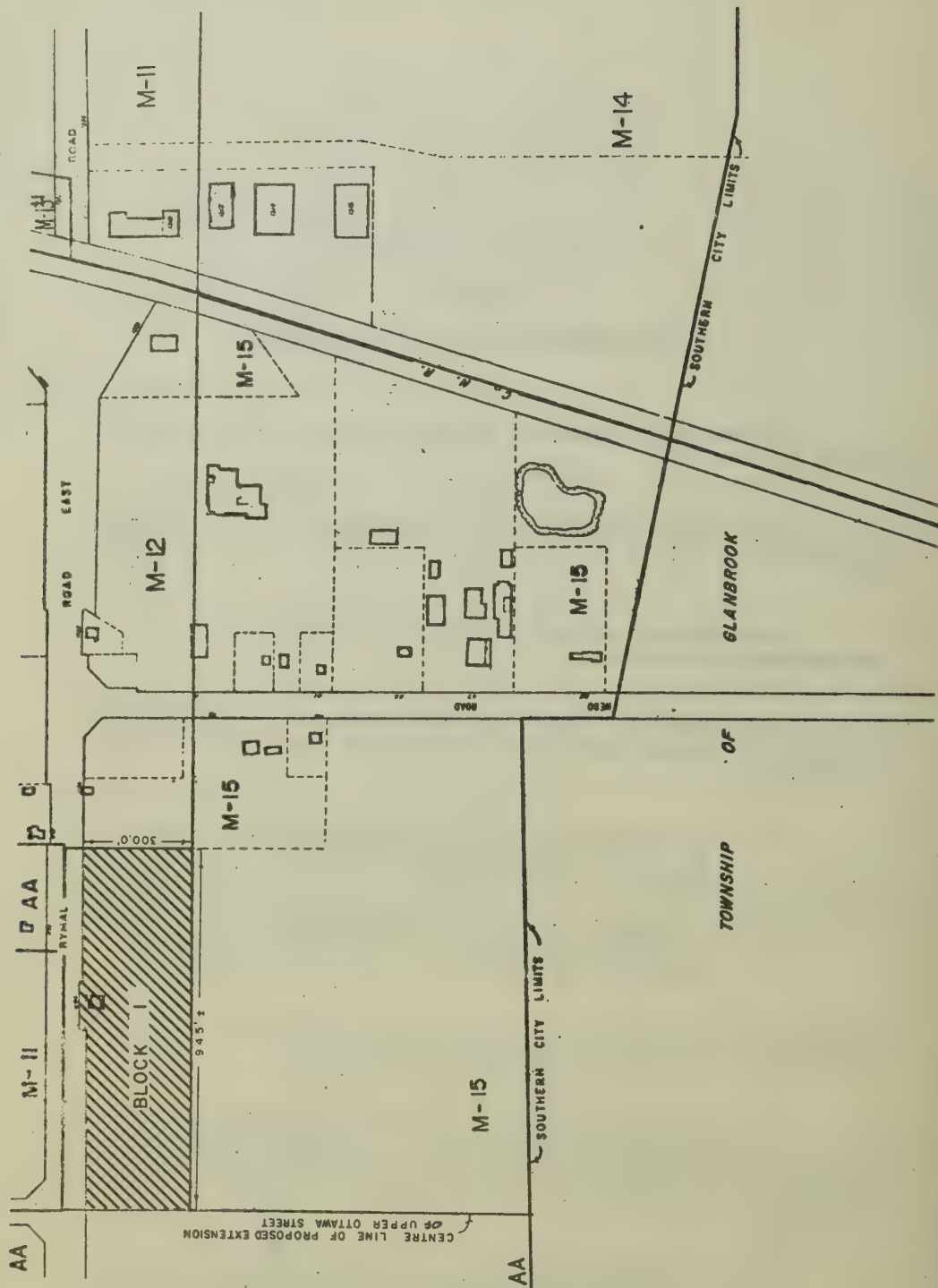
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of

April

1978.


City Clerk
Mayor



BLOCK "I"

LEGEND

Lands on Sheet No. E-59E of The Zoning District Maps to be re-zoned from "M-11" (Prestige Industrial) District to "M-12" (Prestige Industrial) District.

Scale: 1"=350' +

Bill No. 124

This is Schedule "A" to By-law No. 78-125 passed the 25 day of April, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor



This is a detailed plat map of a section of land, likely in Ontario, Canada, given the reference to the "TOWNSHIP OF GLANBROOK". The map shows several land parcels with various zoning or planning designations.

- Top Section:** A large rectangular area labeled "BLOCK 3" is shaded with diagonal hatching. It is bounded by "M-15" on the top and right sides and "M-12" on the left side. A dimension of "545'" is indicated along the right boundary. Above this block, a horizontal line is labeled "CENTRE LINE OF PROPOSED EXTENSION OF UPPER OTTAWA STREET" with a distance of "3000'" marked from the left edge.
- Middle Section:** Below Block 3 is a large white rectangular area labeled "LOT 12 CONCESSION 1". To its right is another white area labeled "M-12" containing a small L-shaped building footprint. Further right is a narrow strip labeled "AA".
- Bottom Section:** This area contains more parcels with designations "AA", "L-C", "HH/AA", and "C/AA". A road labeled "RYMAL ROAD" runs vertically through this section. Other smaller parcels are labeled "AA", "HH", and "C/AA".
- Right Edge:** A vertical line marks the "SOUTHERN CITY LIMITS". To the right of this line is the label "TOWNSHIP OF GLANBROOK".
- Other Labels:** "EAST ROAD" is visible at the top left. Various other small parcel numbers and letters (e.g., "AA", "HH", "C/AA") are scattered throughout the bottom-left quadrant.
- Plan Number:** In the bottom left corner, the text "PLAN 10/S-496" is printed.

BLOCK 3

Lands on Sheet No. E-49E of The Zoning District Maps to be re-zoned from "M-14" (Prestige Industrial) District to "M-15" (Prestige Industrial) District.

This is Schedule "A-1" to By-law No. 78- 125 passed the 25th day of April, 1978

[Signature]
City Clerk

CORPORATION OF THE CITY OF HAMILTON
 J. A. McDonald
 Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-126

To Amend:

Zoning By-law No. 6593

AS AMENDED BY BY-LAW NO. 78-104
AND BY-LAW NO. 78-115

WHEREAS it is intended to amend Zoning By-law No. 6593 as amended by By-law No. 78-104 and By-law No. 78-115 so as not to apply to the properties hereinafter set out;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 78-115, passed on the 11th day of April, 1978 is amended by adding thereto the following:

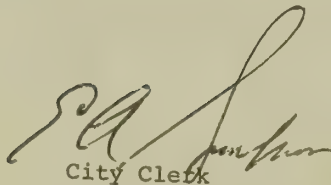
1360 King Street East
237 Main Street East
558 Upper Gage Avenue

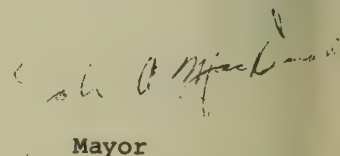
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of April

A.D. 1978.


City Clerk


Mayor



Bill No. 127

The Corporation of the City of Hamilton

BY-LAW NO. 78- 127

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES FOR THE YEAR 1978

WHEREAS it is necessary that the Estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, as submitted to the Board of Control of the City of Hamilton, for school purposes, be approved, and

WHEREAS it is necessary to impose rates of taxation for the year 1978 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. The estimates

(a) of the revenues

(b) of the expenditures,

of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for the year 1978, as submitted to the Board of Control, and the underlevy in 1977 in the amount of \$129,200.00, are hereby approved.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$841,578,376.00, of which \$476,976,810.00 is Residential assessment and \$364,601,566.00 is Non-residential assessment, the following rates of taxation,

(a) for Public School purposes on all rateable property in the amount of \$706,300,782.00 of which \$357,180,116.00 is Residential assessment and \$349,120,666.00 is Non-residential assessment, liable for Public School rates 38.2466 mills producing \$27,013,600.00

(b) for Separate School purposes 38.2466 mills on all rateable property in the amount of \$135,277,594.00, of which \$119,796,694.00 is Residential assessment and \$15,480,900.00 is Non-residential assessment, liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing 5,173,910.00

(c) for Secondary School purposes on all rateable property in the amount of \$841,578,376.00 of which \$476,976,810.00 is Residential assessment and \$364,601,566.00 is Non-residential assessment, liable for Secondary School rates 33.6376 mills producing 28,308,680.00
\$60,496,190.00

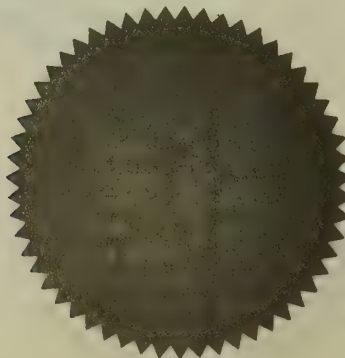
3. The amount to be levied and raised against assessment in the amount of \$357,180,116.00 determined as required by The Municipal Act shall be reduced by \$1,366,110.00 or 3.8247 mills which is the amount of the estimated revenue from payments to be received by the Board of Education of The Corporation of the City of Hamilton in 1978 under the Schools Administration Act, R.S.O. 1970 1,366,110.00

4. The amount to be levied and raised against assessments in the amount of \$476,976,810.00 determined as required by The Municipal Act shall be reduced by \$1,604,450.00 or 3.3638 mills which is the amount of the estimated revenue from payments to be received by The Board of Education of The Corporation of the City of Hamilton in 1978 under the Schools Administration Act, R.S.O. 1970 1,604,450.00
5. The amount to be levied and raised against assessments in the amount of \$119,796,694.00 determined as required by The Municipal Act shall be reduced by \$458,190.00 or 3.8247 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1978 under the Schools Administration Act, R.S.O. 1970 458,190.00
- \$57,067,440.00
6. The Education rate to be levied against "residential" assessments determined as required by The Municipal Act:
- (a) by Public School supporters is 64.6957 mills on the dollar, and
- (b) by Separate School supporters is 64.6957 mills on the dollar.
7. The Education rate to be levied against "non-residential" assessments determined as required by The Municipal Act:
- (a) by Public School supporters is 71.8842 mills on the dollar, and
- (b) by Separate School supporters is 71.8842 mills on the dollar.
8. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

Passed this 25th day of April, 1978

[Signature]
CITY CLERK

[Signature]
MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 78-128

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1978

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for \$41,220,921.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1978.

AND WHEREAS after the deduction of \$5,085,070.00 of 1978 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1978 Estimates, and the net levy adjustments relating to 1976 and 1977 in the amount of \$29,175.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of \$36,106,676.00 for the year 1978.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$841,578,376.00, of which \$476,976,810.00 is Residential assessment and \$364,601,566.00 is Non-residential assessment, the following rates of taxation:

(1) for Regional purposes 46.8898 mills producing ... \$39,461,440.00

(2) the amount to be levied and raised against "residential" assessments in the amount of \$476,976,810.00 determined as required by The Municipal Act shall be reduced by \$3,354,764.00 or 7.0334 mills in accordance with Section 7(3) of the Ontario Unconditional Grants Act 1975 3,354,764.00
\$36,106,676.00

(3) the rate to be levied against "residential" assessments determined as required by The Municipal Act for Regional purposes is 39.8564 mills on the dollar

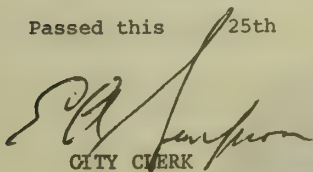
(4) the rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Regional purposes is 46.8898 mills on the dollar

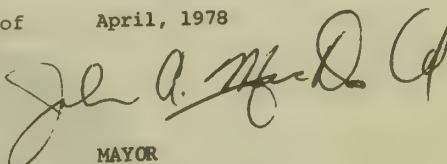
(5) this by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

Passed this 25th

Day of

April, 1978


CITY CLERK


MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 78- 129

TO FIX THE TOTAL RATES OF TAXATION FOR MUNICIPAL,
REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1978

WHEREAS the Council of The Corporation of the City of Hamilton, has approved by-laws 78-86, 78- and 78- being by-laws to impose rates of taxation for the year 1978 for:

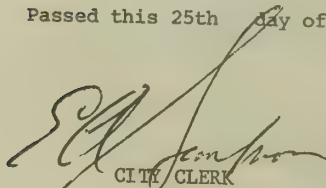
- (a) Municipal purposes
- (b) Regional purposes
- (c) Education purposes;

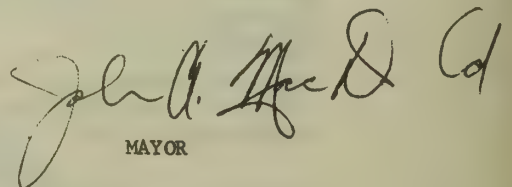
AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws.

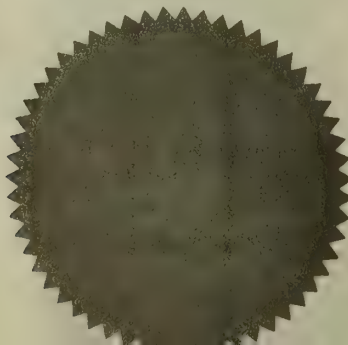
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments determined as required by The Municipal Act:
 - (a) by Public School supporters is 148.7276 mills on the dollar, and
 - (b) by Separate School supporters is 148.7276 mills on the dollar.
2. The total rate to be levied against "non-residential" assessments determined as required by The Municipal Act:
 - (a) by Public School supporters is 170.7452 mills on the dollar, and
 - (b) by Separate School supporters is 170.7452 mills on the dollar.
3. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

Passed this 25th day of April, 1978.


CITY CLERK


MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 130

TO LICENSE CHARITABLE OR RELIGIOUS ORGANIZATIONS TO CONDUCT
AND MANAGE LOTTERY SCHEMES FOR CHARITABLE OR RELIGIOUS PURPOSES

WHEREAS section 179A of The Criminal Code of Canada, as enacted by section 13 of The Criminal Law Amendment Act, 1968-69, did empower the Lieutenant Governor-in-Council of a Province or such other person or authority in the Province as may be specified by the Lieutenant Governor-in-Council, to issue a licence to a charitable or religious organization to conduct and manage a lottery scheme;

AND WHEREAS subsection 2 of section 179A of The Criminal Code of Canada as enacted, empowers an authority in the Province specified by the Lieutenant Governor-in-Council, to issue a licence that contains such terms and conditions relating to the management and conduct of the lottery scheme to which the licence relates as the said authority may prescribe;

AND WHEREAS the Lieutenant Governor-in-Council by Order in Council 274/70, did empower a municipal council to issue a licence authorizing any charitable or religious organization to conduct and manage lottery schemes for charitable or religious purposes;

AND WHEREAS paragraph 63 of section 352 of The Municipal Act, R.S.O. 1970, chapter 284 provides for the appointment of officers and servants for the purpose of the corporation, or for carrying out any by-law of the corporation;

AND WHEREAS it is intended to set out the terms and conditions relating to the management and conduct of lottery schemes to which licences relate and which are contained in such licences.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

- (a) "applicant" includes a person, association, organization, partnership or group making an application for a licence;
- (b) "charitable object or purpose" means any object or purpose for,
 - (i) the relief of poverty,
 - (ii) education,
 - (iii) the advancement of religion, or
 - (iv) any purpose beneficial to the community;
- (c) "charitable organization" means an organization which performs services of public good and welfare without profit and includes an organization designated as such by the Minister upon the recommendation of its Inter-Departmental Committee of Lotteries;
- (d) "City" means The Corporation of the City of Hamilton;
- (e) "Chief Constable" means Chief Constable of the Regional Municipality of Hamilton-Wentworth;
- (f) "Council" means the Council of the City;
- (g) "licence" means a licence issued by the Lottery Licence Officer under this by-law;

- (h) "Licence Administrator" means the Licence Administrator appointed by the City;
 - (i) "licence inspector" means an officer of the City appointed for the purposes of the City under this or any by-law of the City;
 - (j) "lottery" means a scheme that includes,
 - (i) a prize, and
 - (ii) a chance to win a prize, and
 - (iii) consideration, directly or indirectly in any form whatsoever, for a chance to win a prize;
 - (k) "lottery scheme" means bingo lottery or raffle lottery;
 - (l) "lottery scheme conducted at a bazaar" includes a bingo lottery or raffle lottery;
 - (m) "Minister" means the Minister of Financial and Commercial Affairs;
 - (n) "police constable" means a member of the Hamilton-Wentworth Regional Police Force;
 - (o) "Provincial licence" means a licence issued by the Province of Ontario to a lottery scheme,
 - (a) which affects more than one municipality; or
 - (b) in respect of which the total value of all prizes for,
 - (i) a bingo lottery exceeds \$3,500.00, or
 - (ii) a raffle lottery exceeds \$5,000.00.
2. (1) The Licence Administrator is hereby appointed Chief Lottery Licence Officer.
- (2) Every licence inspector is hereby appointed a lottery licence officer.

PART I

LICENCES

3. (1) The Council may, where it deems it expedient in the best interest of the inhabitants of the City, issue a licence authorizing any charitable organization or religious organization to conduct or manage a lottery scheme otherwise than in relation to a dice game, three card monte, punch board or coin table, if
- (a) the proceeds from the lottery scheme are used for a charitable or religious object or purpose, and
 - (b) in case of a lottery scheme conducted by the charitable or religious organization at a bazaar,
 - (i) the amount or value of each prize awarded does not exceed One Hundred Dollars, and
 - (ii) the money or other valuable consideration paid to secure a chance to win a prize does not exceed Fifty Cents.
- (2) A licence issued under subsection 1 may be issued for one or more occasions.

(3) Notwithstanding the provisions of subsection 1, no licence shall be issued to a charitable or religious organization where,

- (a) the organization proposes to use the services of a person or organization to conduct and manage the lottery on its behalf, for a fee or other valuable consideration;
- (b) the total value of all prizes to be awarded,
 - (i) in the operation of a single occasion bingo lottery exceeds \$3,500.00 cash or merchandise or articles of equivalent market retail value,
 - (ii) in the operation of a single occasion raffle lottery exceeds \$5,000.00 cash or merchandise or articles of equivalent market retail value;
- (c) pyramiding of games is to be permitted; or
- (d) games of a type or kind known as razzle dazzle, roll down, three card monte, punch board, coin table, any dice game, or any variation thereof, are to be operated.

4. (1) The Chief Lottery Licence Officer shall issue such licences as Council may authorize.

(2) Subject to subsection 1, no other provision of this by-law shall be deemed to oblige the Chief Lottery Licence Officer to issue a licence.

5. (1) Not more than one licence shall be issued to an applicant.

(2) No person to whom a licence has been issued shall be issued any other licence.

(3) Where a licence has been issued, no licence shall be issued to a branch, division or any other part of the licensee or to any applicant acting on behalf of the licensee or its branch, division or any other part of it.

(4) Where a licence has been issued to a branch, division or any other part of a person, association, partnership or group, no licence shall be issued to the person, association, partnership or group.

6. A licence issued to an applicant shall be in the form and content hereto annexed as schedule "4".

7. A licence issued under this by-law shall continue in force during the pleasure of Council.

8. A licence issued under this by-law is not transferable.

9. (1) A licence issued by the Chief Lottery Licence Officer is the property of the Council and shall be returned to the Chief Lottery Licence Officer within 7 days after the date of the occasion or the date of the last occasion for which it was issued.

(2) No licence shall be issued by the Chief Lottery Licence Officer until all licences previously issued have been returned to the Chief Lottery Licence Officer.

10. A copy of each application for a licence shall be forwarded and a copy of each licence may be forwarded by the Chief Lottery Licence Officer to the,

- (a) Chief Constable,
- (b) Department of Financial and Commercial Affairs of the Province of Ontario,
- (c) Chief Inspector, Anti-Gambling, Ontario Provincial Police.

PART II

APPLICATION FOR A LICENCE

11. (1) Application for a licence shall be made to the Chief Lottery Licence Officer no later than 30 days prior to the date or the first date on which the lottery scheme or lottery scheme to be conducted at a bazaar, is to occur.

12. A true copy of the application shall be lodged by the Chief Lottery Licence Officer with the Chief Constable.

13. Application for a licence to manage and conduct a bingo lottery shall be in form and content hereto annexed as schedule "1".

14. Application for a licence to manage and conduct a raffle lottery shall be in form and content hereto annexed as schedule "2".

15. Application for a licence to manage and conduct a lottery type scheme held at a bazaar shall be in form and content hereto annexed as schedule "3".

16. The Chief Constable shall,

- (a) make such investigation as he may require on every application for a licence, and
- (b) make a report to the Chief Lottery Licence Officer.

PART III

FEEES

17. (1) The applicant shall pay a licence fee at the time of making of the application in such amount prescribed in schedule "5".

(2) No licence shall be issued until a licence fee has been paid.

(3) Where no licence is issued, the licence fee shall be refunded to the applicant.

(4) No licence fee shall be refunded to the licensee where a licence is suspended or cancelled or otherwise ceases to be in force.

PART IV

BINGO LOTTERIES

18. Every bingo licensee shall appoint in writing satisfactory to a lottery licence officer, a member of its organization to act as bingo lottery manager during the occasion of the bingo lottery.

19. The bingo lottery manager shall supervise to the satisfaction of the lottery licence officer, the carrying on of the bingo lottery.

20. The bingo lottery manager shall,

- (a) be continuously present on the premises or part thereof during the full occasion of the bingo lottery; and
- (b) prepare and certify in his own name, a separate written record, satisfactory to the lottery licence officer, for each bingo lottery game played showing all numbers called for that game; and
- (c) make all such reports as may be necessary under this by-law on behalf of a licensee; and
- (d) be familiar with the provisions of,
 - (i) The Criminal Code of Canada relating to lottery schemes, and
 - (ii) the provisions of this by-law.

21. (1) A bingo lottery licence may be issued for a single occasion, or for a number of occasions occurring during a period not exceeding one calendar year.

(2) No bingo lottery licence shall be issued for more than one occasion in any calendar week.

(3) A bingo licence shall specify the place where the bingo lottery is to be operated, the date of operation, and the starting and finishing dates and times.

22. (1) Where the total prizes for an occasion do not exceed \$1,000.00, a bingo lottery licence may be issued weekly.

(2) Where the total prizes for an occasion is between \$1,000.00 and \$3,500.00, a bingo lottery licence may be issued only every two weeks.

23. (1) Every premises or part thereof where the bingo lottery is proposed to be actually conducted and is conducted after a bingo lottery licence is

issued, shall provide and maintain at all times a seating capacity of not less than 18 square feet for each person playing a bingo game.

(2) The calculation of the seating capacity shall be to the satisfaction of the lottery licence officer.

24. (1) No person under the age of 16 years shall operate or assist in the operation of a bingo lottery.

(2) No bingo lottery manager shall allow or acquiesce in any person under the age of 16 years to play or take part in a bingo game.

25. (1) No person, other than a licensee, shall employ or cause to be employed any other person to assist in the conduct of a bingo lottery.

(2) Where a licensee hires a person to assist in the conduct of a bingo lottery, compensation paid to the person shall not exceed \$8.00 for each occasion.

(3) The compensation paid may be in cash for the cost of transportation or meals of the employee.

(4) Every licensee shall keep and maintain a record of all persons employed to assist and the amount of compensation paid to the person for each occasion.

26. (1) No person, other than a licensee, shall place, arrange for the placement or otherwise cause any advertising of a bingo lottery occasion.

(2) Where two or more licensees jointly advertise in a newspaper, each licensee shall share in any discount or reduced cost of advertising given by a newspaper, in direct proportion to the costs of advertising incurred by each licensee.

27. (1) No person who is a bingo licensee or a bingo manager or any employee shall offer, give or permit to be offered or given or otherwise provide, directly or indirectly any incentives or inducements to play bingo games including,

- (a) bingo cards,
- (b) door prizes or any other prizes,
- (c) benefits,

other than the prizes advertised or otherwise represented for the bingo game.

(2) All prizes shall be paid in cash.

28. No bingo licensee shall distribute, cause to be distributed, consent to the distribution or allow or acquiesce in the distribution of free bingo cards.

29. No bingo licensee shall provide, cause to be provided, consent, allow or acquiesce in free admissions to a bingo lottery.

30. No licensee shall provide, directly or indirectly, or allow to be provided transportation of patrons to and from the place where any bingo game is conducted.

31. No person shall sell, give away, or distribute raffle tickets on the premises where, and on the occasion on which, a bingo is conducted.

32. The total receipts for each bingo lottery shall be divided as follows:

1. A maximum of 65% of the total receipts shall be paid as prizes.
2. Not more than 15% of the total receipts shall be paid for or on account of expenses.
3. Not less than 20% of the total receipts shall be paid to the charitable organization to whom the licence was issued.

33. Notwithstanding any other provision of this by-law, no bingo licensee shall conduct and manage a bingo lottery unless and until the licensee institutes a method or system satisfactory to the lottery licence officer, whereby players can at any time stop the game fully and completely in order that the caller's board may be checked.

34. No bingo caller in a bingo lottery shall have a pecuniary interest, directly or indirectly in any form whatsoever, in the bingo game which he is conducting.

35. No floor checker in a bingo lottery shall check any card in which he has an interest, pecuniary or otherwise, directly or indirectly and in any form whatsoever.

36. Every floor checker in a bingo lottery shall remove each marker from the card as it is being checked with the bingo caller.

37. Where a person calls "Bingo", but during verification is found not to have won the game respecting which the call was made, the bingo manager shall direct that the same game shall be resumed.

38. Every bingo licensee shall keep and maintain an independent and secondary record of all numbers called in each bingo game.

39. Every bingo licensee shall charge no more than \$1.00 for two cards for admission to each game.

40. (1) Where not enough persons are present at a bingo lottery to cover prizes and expenses at the beginning of an occasion, the licensee may cancel the occasion.

(2) The licensee shall report, in writing, the number of persons present on the occasion, and the intended prizes and expenses, to the lottery licence officer within one week of the occasion.

(3) Where the licensee commences a bingo game, he shall pay the full advertised monies for the occasion.

41. In addition to any other requirements under this by-law, a bingo lottery licensee and bingo lottery manager shall comply with the following regulations:

1. Conduct or allow to be conducted only the type of game provided in the application and in the licence.

2. Keep and maintain the licence displayed conspicuously at the location and during the occasion for which the licence was issued.
3. Establish an account in a bank or trust company and maintain in the account an amount sufficient to cover the total of the prizes to be offered for the next occasion.
4. Deposit in the account all monies received from the conduct of each bingo lottery, less the amount awarded in cash prizes.
5. Withdraw any monies from the account only by cheque and only for the payment,
 - (a) of the necessary and reasonable expenses incurred in the operation and conduct of a bingo lottery; and
 - (b) for the charitable object or purpose for which the licence was issued.
6. Retain all books of account and all other records for not less than four years from the date of the occasion on which the bingo lottery was conducted.

PART V

RAFFLE LOTTERIES

42. A raffle lottery licence shall be issued for not more than one individual raffle scheme.
43. The winner or winners in each individual raffle scheme shall be determined and publicized in the manner set out in the application.
44. Every raffle lottery licensee shall comply with the following regulations:
 1. Set out in its application for a raffle lottery licence, the total number of raffle lottery tickets to be printed for sale.
 2. Number all raffle lottery tickets consecutively and in sequence.
 3. Print, or cause to be printed, on the face of the raffle ticket, the following information:
 1. The name and address of the licensee.
 2. The date and time at which the draw on the raffle lottery is to be held.
 3. The number and nature of the prizes to be awarded on the raffle lottery.
 4. The licence number of the licensee.
 5. The consecutive number of each raffle lottery ticket.

6. The name of the printer of the raffle lottery ticket.
4. Retain all unsold tickets and counterfoils of tickets sold, for a period of not less than 90 days from the date of the raffle lottery draw.
5. Produce or make available, all unsold tickets upon demand by a lottery licence officer or constable.

PART VI

GENERAL

45. Every licensee shall comply with the following regulations:
1. Produce the lottery licence immediately upon demand by a lottery licence officer or a constable.
 2. Keep and maintain all funds raised from the lottery scheme or lottery scheme held at a bazaar, separate and apart from any other funds.
 3. Except as provided in section 32, use the gross receipts derived from the lottery for the charitable or religious object or purpose as set out in the application for a licence, less the cost of the prizes awarded and such reasonable and necessary administrative expenses actually incurred in the management and conduct of the lottery scheme or the lottery scheme conducted at a bazaar, provided that the expenses do not exceed such limits as may be prescribed by the Council.
 4. Retain all receipts, vouchers, documents, records, and papers pertaining to the lottery scheme or lottery scheme held at a bazaar for a period not less than 90 days following the date or last date on which the lottery scheme or lottery scheme held at a bazaar was held.
 5. Submit to the City, not later than 30 days after the holding of each licensed lottery scheme or lottery scheme held at a bazaar, a written report on forms furnished by the City, including the following information:
 - (a) the total gross receipts derived from the lottery or lottery scheme held at a bazaar;
 - (b) the total cost of all the prizes actually awarded;
 - (c) an itemized list of administrative costs actually incurred in the management and conduct of the lottery;
 - (d) the total cash proceeds donated for charitable or religious purposes as set out in the application of the licence;
 - (e) the name and address of the payee to whom the cash proceeds are paid and the names and addresses of the donee to whom the total cash proceeds are donated for religious purposes and charitable purposes.

6. Comply with all the terms and conditions set out in the application for a licence.
7. Comply with sections 179 and 179A of The Criminal Code of Canada.

46. No person or organization shall be employed to manage and conduct a lottery scheme or a lottery scheme conducted at a bazaar, either upon a fee or contingency basis, unless such person or organization has received prior approval, in writing, from the Minister.

47. A lottery licence officer or any constable shall, at all reasonable times, have direct and unencumbered access to enquire into the nature, management and conduct of the lottery scheme or lottery scheme held at a bazaar or a lottery scheme to be held at a bazaar, before or after the issue of a licence.

48. (1) Where a lottery licence officer or constable is satisfied that there exists a breach or an apparent breach or that there may be a breach of any of the provisions of this by-law, he may order the licensee or its officers, agents or servants, to cease and desist from further conducting the lottery scheme or the lottery scheme conducted at a bazaar.

(2) Where a lottery licence officer or constable has made an order under subsection 1, the lottery scheme or lottery scheme conducted at a bazaar shall cease from the time the order has been given.

49. No person shall hinder or molest or interfere with a lottery licence officer or constable doing anything he is authorized to do or to prevent or attempt to prevent the lottery licence officer or constable from doing any such thing.

50. Compliance with the provisions of this by-law is a term and condition of

- (a) the issue of a licence;
- (b) the remaining in force of a licence.

51. Where the applicant to whom a licence has been issued fails to comply with,

- (a) any provision of this by-law; or
- (b) terms and conditions of this by-law,

the Council may forthwith cancel or suspend the licence.

52. (1) Notwithstanding section 19, where the Council deems it expedient in the best interest of the City, the Council may cancel or suspend the licence at any time.

(2) A licence that is not in force includes a licence that is cancelled or suspended.

53. No person, partnership, association or group shall conduct and manage a lottery scheme or a lottery scheme conducted at a bazaar unless a licence has been issued under this by-law and is in force on the occasion of the lottery scheme or lottery scheme conducted at a bazaar.

54. (1) The Council may approve or disapprove the issuance of a Provincial licence which affects the City of Hamilton.

(2) The approval or disapproval shall be in writing.

55. (1) Except as provided in subsections 2 and 3, the following By-laws are repealed:

1. By-law No. 70-306, passed on the 27th day of October, 1970, except subsection 14 of section 9 as re-enacted by section 1 of By-law No. 75-104, passed on the 8th day of April, 1975.
2. By-law No. 70-326, passed on the 10th day of November, 1970.
3. By-law No. 74-103, passed on the 14th day of May, 1974.
4. By-law No. 74-209, passed on the 27th day of August, 1974.

(2) Subsection 14 of section 9 of By-law No. 70-306, as re-enacted by section 1 of By-law No. 75-104, is repealed.

(3) Subsection 2 comes into force on the 1st day of July, 1978.

56. Section 22 comes into force the 1st day of July, 1978.

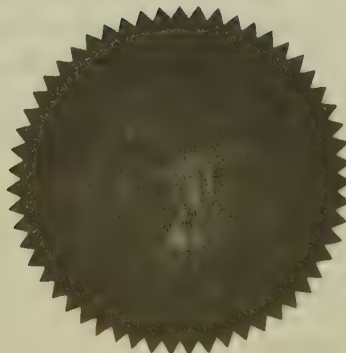
57. This by-law may be cited as "The Lottery Licence By-law, 1978".

PASSED this 25th day of April

1978.

[Signature]
City Clerk

[Signature]
Mayor



(1970) 8 R.L.R.C. 1, October 27
 (1974) 20 R.L.F.L.C. 18, July 30
 (1975) 9 R.L.F.L.C. 3, March 25
 (1978) 16 R.L.F.L.C. 1, March 28
 (1978) 20 R.L.F.L.C. 5, April 25

Form MB-1

Schedule "1"

Council of the Municipality of

APPLICATION TO MANAGE AND CONDUCT A BINGO LOTTERY

We, the undersigned, as two principal officers of record of (organization)

(address)

apply for a licence to manage and conduct a Bingo lottery upon those premises municipally known as

and situated in the Municipality of

at the dates and times, and for the charitable or religious object or purpose, and in the manner described herein.

1. Check one

☐ A single Bingo lottery to be held on (date) starting at finishing at

☐ A series of Bingo lotteries to be held in the period from (date) (date), each lottery starting at finishing at, and at the rate of ☐ once every week or ☐ once every (specify)

2. The charitable or religious objects or purposes to which proceeds are to be devoted are described as

3. The total value of all prizes to be awarded within the operation of each Bingo lottery for which this application is made is not to exceed \$ cash value, or merchandise or articles at equivalent market retail value.

4. We have read, and have in our possession, and agree to comply with, the provisions of Schedule A - Terms and Conditions under which the Lottery Licence is issued.

Signed

Signed

CERTIFICATE

We (name) and (name)
of (organization)
of (municipality) of the County of
jointly and severally, hereby certify that:

- (1) We have knowledge of the matters herein set out,
- (2) We have read over this application,
- (3) All facts stated and information furnished herein are true and correct,
- (4) We are the holders of the offices with descriptive title as set out and appearing under our respective signatures below,
- (5) If a licence is granted, we undertake to comply with all the terms and conditions of such licence.

Signed

Signed

Print Name

Print Name

Title

Title

Address

Address

Date

Date

Witness (sign)

Witness (sign)

THE CORPORATION OF THE CITY OF HAMILTON

SCHEDULE A To Schedule 1

TERMS AND CONDITIONS UNDER WHICH THE LOTTERY LICENCE IS ISSUED

It is a condition of each licence that:

- (a) the licensee shall comply with sections 179 and 179A of the Criminal Code of Canada;
- (b) the licensee shall comply with all the terms and provisions set out in the application for licence;
- (c) the licensee shall maintain all funds raised in a separate account and shall maintain such records for such period of time as may be prescribed by the Minister;
- (d) the gross receipts derived from the lottery shall be used for the charitable or religious object or purpose as set out by the licensee in the application for licence, less the cost of the prizes awarded and such reasonable and necessary administrative expenses actually incurred in the management and conduct of the lottery, provided the expenses do not exceed such limits as may be prescribed by the Minister;
- (e) such officers as the municipal council or the Minister may appoint, and all Peace Officers shall, at all reasonable times, have direct and unencumbered access to enquire into the nature, management and conduct of the proceedings for which the licence has been granted, either prior to, during, or after the conclusion of such proceedings;
- (f) the licensee shall conduct or allow to be conducted only the type of game or games provided in the application and the licence;
- (g) the licensee shall produce the licence upon demand;
- (h) the licensee shall submit to the licensing authority, not later than 30 days after the holding of each licenced lottery, a written report showing:
 - (i) the total gross receipts deriving from the lottery,
 - (ii) the total value of all prizes actually awarded,
 - (iii) an itemized listing of the administrative costs actually incurred in the management and conduct of such lottery,
 - (iv) the total of cash proceeds donated for charitable or religious purposes as set forth in the application of the licensee, and the name and address of the payee.

Each raffle lottery shall also be subject to the following additional terms and conditions:

- (a) each individual raffle lottery must have a licence;
- (b) the winner or winners shall be determined and publicized in the manner set out in the application;
- (c) the charitable or religious organization managing and conducting the licenced raffle shall,
 - (i) indicate on the face of the tickets the name and address of the organization, the location, the date, the time at which the draw is to be held, the number and nature of the prizes to be awarded, the number of the ticket, and the name of the printer,
 - (ii) provide for the consecutive numbering of tickets,
 - (iii) retain all unsold tickets and counterfoils of sold tickets for a period of not less than 90 days from the date of the draw, and produce them to a Peace Officer or such other person as the municipal council or the Minister may appoint,
 - (iv) indicate in its application the number of tickets to be printed for sale.

NOTE:

A licensee shall not:

- (a) use the services of a person or organization to conduct and manage the lottery on its behalf, for a fee or other valuable consideration;
- (b) permit the pyramiding of games;
- (c) permit games of a type or kind known as razzle dazzle, roll down, three card monte, punch board, coin table, or any dice games;
- (d) in the case of a licenced lottery type scheme at a bazaar, offer any prize having a value in excess of \$100 or charge in excess of fifty (50) cents for a chance to secure a prize.

Council of the Municipality of

APPLICATION TO MANAGE AND CONDUCT A RAFFLE LOTTERY

We, the undersigned, as two principal officers of record of (organization)

(address)

apply for a licence to manage and conduct a Raffle lottery from the premises municipally known as
and situated in the Municipality of
between the dates specified, and for the charitable or religious objects or purposes, and in the manner
described herein.

1. The charitable or religious objects or purposes to which proceeds are to be devoted are described as
2. The total value of all prizes to be awarded in the Raffle lottery for which this application is made is not
to exceed \$ cash value, or merchandise or articles at equivalent market retail value.
3. Closing date for the sale of tickets will be and the draw for
a winner or winners will be made at (address)
on (date) at (time)
4. A winner or winners will be determined by (describe)
and the name(s) and address(es) of the winner or winners will be publicized by (describe)
5. The total number of tickets to be printed will be and all tickets printed to this total
will be numbered consecutively from to
6. We have read, and have in our possession, and agree to comply with, the provisions of Schedule A —
Terms and Conditions under which the Lottery Licence is issued.

Signed

Signed

CERTIFICATE

We (name) and (name)
of (organization)
of (municipality) of the County of
jointly and severally, hereby certify that:

- (1) We have knowledge of the matters herein set out,
- (2) We have read over this application,
- (3) All facts stated and information furnished herein are true and correct,
- (4) We are the holders of the offices with descriptive title as set out and appearing under our respective
signatures below,
- (5) If a licence is granted, we undertake to comply with all the terms and conditions of such licence.

Signed

Signed

Print Name

Print Name

Title

Title

Address

Address

Date

Date

Witness (sign)

Witness (sign)

THE CORPORATION OF THE CITY OF HAMILTON

SCHEDULE A To Schedule 2

TERMS AND CONDITIONS UNDER WHICH THE LOTTERY LICENCE IS ISSUED

It is a condition of each licence that:

- (a) the licensee shall comply with sections 179 and 179A of the Criminal Code of Canada;
- (b) the licensee shall comply with all the terms and provisions set out in the application for licence;
- (c) the licensee shall maintain all funds raised in a separate account and shall maintain such records for such period of time as may be prescribed by the Minister;
- (d) the gross receipts derived from the lottery shall be used for the charitable or religious object or purpose as set out by the licensee in the application for licence, less the cost of the prizes awarded and such reasonable and necessary administrative expenses actually incurred in the management and conduct of the lottery, provided the expenses do not exceed such limits as may be prescribed by the Minister;
- (e) such officers as the municipal council or the Minister may appoint, and all Peace Officers shall, at all reasonable times, have direct and unencumbered access to enquire into the nature, management and conduct of the proceedings for which the licence has been granted, either prior to, during, or after the conclusion of such proceedings;
- (f) the licensee shall conduct or allow to be conducted only the type of game or games provided in the application and the licence;
- (g) the licensee shall produce the licence upon demand;
- (h) the licensee shall submit to the licensing authority, not later than 30 days after the holding of each licenced lottery, a written report showing,
 - (i) the total gross receipts deriving from the lottery,
 - (ii) the total value of all prizes actually awarded,
 - (iii) an itemized listing of the administrative costs actually incurred in the management and conduct of such lottery,
 - (iv) the total of cash proceeds donated for charitable or religious purposes as set forth in the application of the licensee, and the name and address of the payee.

Each raffle lottery shall also be subject to the following additional terms and conditions:

- (a) each individual raffle lottery must have a licence;
- (b) the winner or winners shall be determined and publicized in the manner set out in the application.
- (c) the charitable or religious organization managing and conducting the licenced raffle shall,
 - (i) indicate on the face of the tickets the name and address of the organization, the location, the date, the time at which the draw is to be held, the number and nature of the prizes to be awarded, the number of the ticket, and the name of the printer,
 - (ii) provide for the consecutive numbering of tickets,
 - (iii) retain all unsold tickets and counterfoils of sold tickets for a period of not less than 90 days from the date of the draw and produce them to a Peace Officer or such other person as the municipal council or the Minister may appoint,
 - (iv) indicate in its application the number of tickets to be printed for sale

NOTE:

A licensee shall not:

- (a) use the services of a person or organization to conduct and manage the lottery on its behalf, for a fee or other valuable consideration;
- (b) permit the pyramiding of games;
- (c) permit games of a type or kind known as razzle dazzle, roll down, three card monte, punch board coin table, or any dice games;
- (d) in the case of a licenced lottery type scheme at a bazaar offer any prize having a value in excess of \$1.00 or charge in excess of fifty (50) cents for a chance to secure a prize

Council of the Municipality of

**APPLICATION TO MANAGE AND CONDUCT A LOTTERY
TYPE SCHEME AT A BAZAAR**

We, the undersigned, as two principal officers of record of (organization)
(address)
apply for a licence to manage and conduct a Lottery Type Scheme at a Bazaar to be managed and conducted
by us upon those premises municipally known as
and situated in the Municipality of
at the dates and times, and for the charitable or religious objects or purposes, and in the manner described
herein.

1. The charitable or religious objects or purposes to which proceeds are to be devoted are described as
.....
2. The lottery type scheme(s) to be operated at the said Bazaar are to be restricted to (describe)
.....
3. We have read, and have in our possession, and agree to comply with, the provisions of Schedule A —
Terms and Conditions under which the Lottery Licence is issued.

Signed Signed

CERTIFICATE

We (name) and (name)
of (organization)
of (municipality) of the County of
jointly and severally, hereby certify that:

- (1) We have knowledge of the matters herein set out,
- (2) We have read over this application,
- (3) All facts stated and information furnished herein are true and correct,
- (4) We are the holders of the offices with descriptive title as set out and appearing under our respective
signatures below,
- (5) If a licence is granted, we undertake to comply with all the terms and conditions of such licence.

Signed	Signed
Print Name	Print Name
Title	Title
Address	Address
Date	Date
Witness (sign)	Witness (sign)

THE CORPORATION OF THE CITY OF HAMILTON

SCHEDULE A To Schedule 3

TERMS AND CONDITIONS UNDER WHICH THE LOTTERY LICENCE IS ISSUED

It is a condition of each licence that:

- (a) the licensee shall comply with sections 179 and 179A of the Criminal Code of Canada;
- (b) the licensee shall comply with all the terms and provisions set out in the application for licence;
- (c) the licensee shall maintain all funds raised in a separate account and shall maintain such records for such period of time as may be prescribed by the Minister;
- (d) the gross receipts derived from the lottery shall be used for the charitable or religious object or purpose as set out by the licensee in the application for licence, less the cost of the prizes awarded and such reasonable and necessary administrative expenses actually incurred in the management and conduct of the lottery, provided the expenses do not exceed such limits as may be prescribed by the Minister;
- (e) such officers as the municipal council or the Minister may appoint, and all Peace Officers shall, at all reasonable times, have direct and unencumbered access to enquire into the nature, management and conduct of the proceedings for which the licence has been granted, either prior to, during, or after the conclusion of such proceedings;
- (f) the licensee shall conduct or allow to be conducted only the type of game or games provided in the application and the licence;
- (g) the licensee shall produce the licence upon demand;
- (h) the licensee shall submit to the licencing authority, not later than 30 days after the holding of each licenced lottery, a written report showing,
 - (i) the total gross receipts deriving from the lottery,
 - (ii) the total value of all prizes actually awarded,
 - (iii) an itemized listing of the administrative costs actually incurred in the management and conduct of such lottery,
 - (iv) the total of cash proceeds donated for charitable or religious purposes as set forth in the application of the licensee, and the name and address of the payee.

Each raffle lottery shall also be subject to the following additional terms and conditions:

- (a) each individual raffle lottery must have a licence;
- (b) the winner or winners shall be determined and publicized in the manner set out in the application;
- (c) the charitable or religious organization managing and conducting the licenced raffle shall,
 - (i) indicate on the face of the tickets the name and address of the organization, the location, the date, the time at which the draw is to be held, the number and nature of the prizes to be awarded, the number of the ticket, and the name of the printer,
 - (ii) provide for the consecutive numbering of tickets,
 - (iii) retain all unsold tickets and counterfoils of sold tickets for a period of not less than 90 days from the date of the draw, and produce them to a Peace Officer or such other person as the municipal council or the Minister may appoint,
 - (iv) indicate in its application the number of tickets to be printed for sale.

NOTE

A licensee shall not:

- (a) use the services of a person or organization to conduct and manage the lottery on its behalf, for a fee or other valuable consideration;
- (b) permit the pyramiding of games;
- (c) permit games of a type or kind known as razzle dazzle, roll down, three card monte, punch board, coin table, or any dice games;
- (d) in the case of a licenced lottery type scheme at a bazaar, offer any prize having a value in excess of \$100 or charge in excess of fifty (50) cents for a chance to secure a prize.

Schedule "4"

(Issued under the authority of the Department of Financial and Commercial Affairs, Province of Ontario)

Licence No.: T/

Council of the Municipality of

LICENCE

is licenced to manage and conduct a Lottery Scheme at or from
the premises municipally known as
.....
and situated in the Municipality of.....
subject to all the terms and conditions as agreed to by the Licencee in its application, and upon the date, or
during the period and within the hours and to the limits set out herein.

- 1) Date or Period
- 2) Frequency
- 3) Hours — From..... To.....
- 4) Total value of all prizes in any lottery conducted under this licence not to exceed \$
in cash, or merchandise or articles at equivalent market value.

Date of issue 19..

Licence Fee \$

.....
Authorized Licencing Officer

(NOT TRANSFERABLE)

SCHEDULE "5"

To By-law No. 78-130

<u>Description of Licence</u>	<u>Fee</u>
1. Bingo Lottery,	
(a) Where the total value of prizes to be awarded within each occasion does not exceed \$500.00; for each occasion	\$2.00.
(b) Where the total value of prizes to be awarded within each occasion exceeds \$500.00 and not more than \$3,500.00; for each occasion	A sum of money equal to 2% of the total retail money value of prizes to be awarded.
2. Raffle Lottery	A sum of money equal to 2% of the total retail money value of prizes to be awarded.
3. Lottery Scheme conducted at a bazaar	\$10.00.

BY-LAW NO. 78-131

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25th DAY OF April, A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter , 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

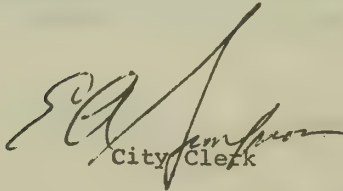
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

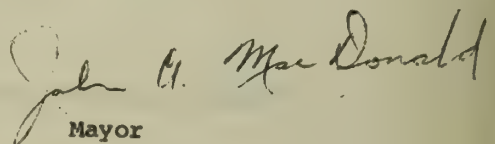
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

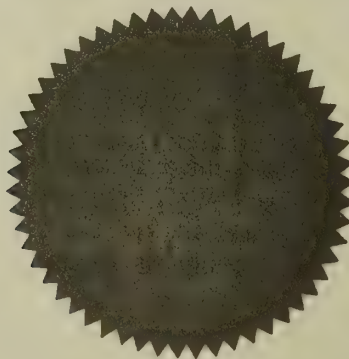
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 25th day of April A. D., 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 -132

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF UPPER PARADISE ROAD AND HADELAND AVENUE

WHEREAS it is intended to change the zoning of the lands herein-after referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W27-A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "RT-20" (Townhouse - Maisonette) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variance as a special requirement:

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirement referred to in section 2.

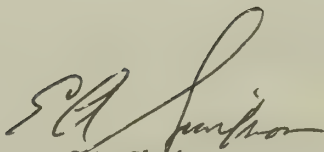
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-570".

5. Sheet No. W27-A of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-570".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

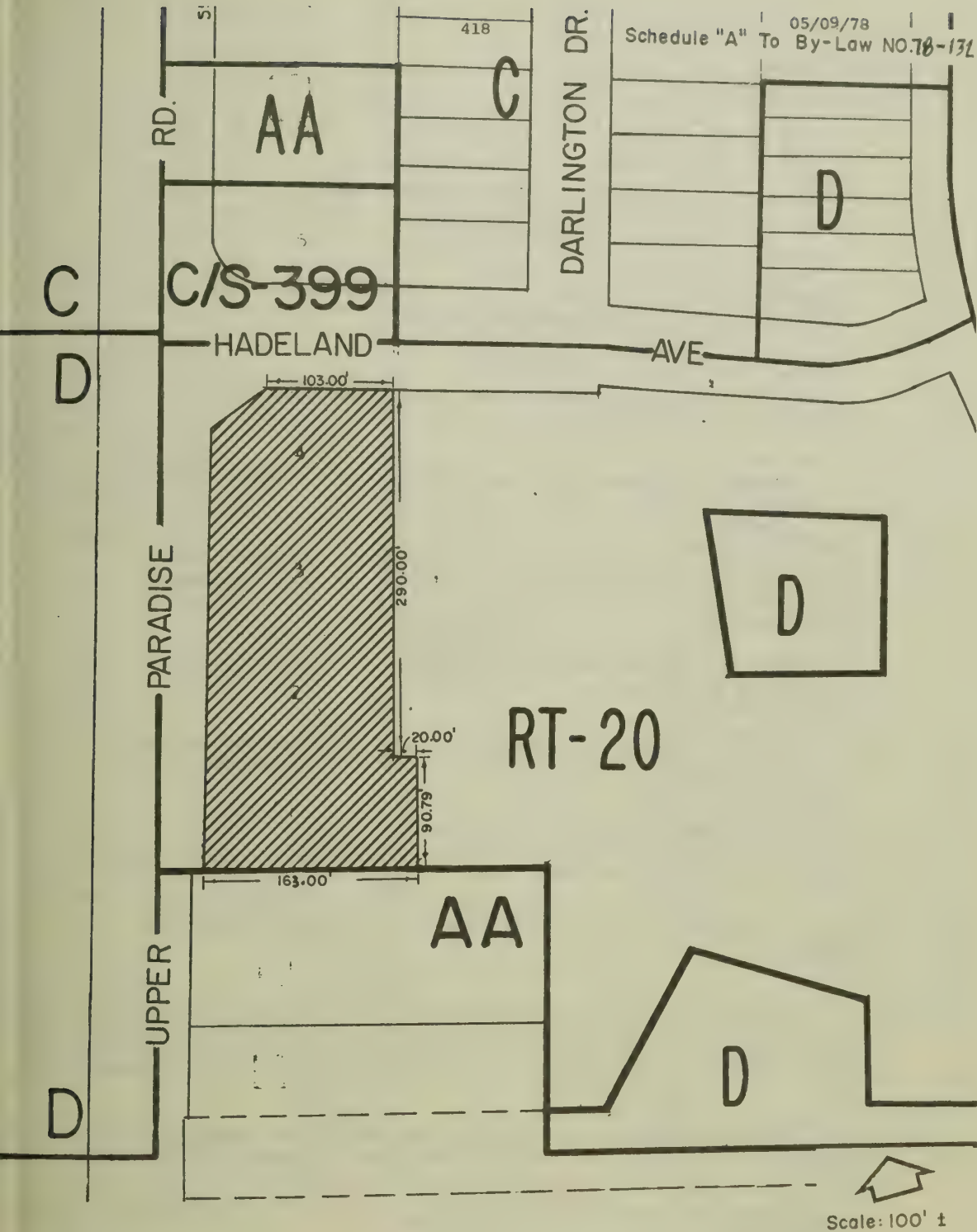
7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 9th day of May 1978.


City Clerk


Mayor





LEGEND



Lands on Part of Sheet No. W-27A of The Zoning District Maps to be re-zoned from "RT-20" (Townhouse-Maisonette) District to "D" (Urban Protected Residential-One and Two Family Dwellings, etc.) District.

Bill No. 131

This is Schedule "A" to By-law No. 78-132 passed the 9th day of May, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

E.A. Simpson
City Clerk

John A. McArthur
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 133

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 701 LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the lands herein-after referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E38-A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

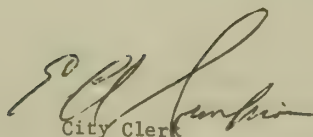
- (a) by changing from "C" (Urban Protected Residential, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

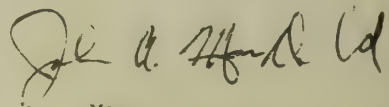
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

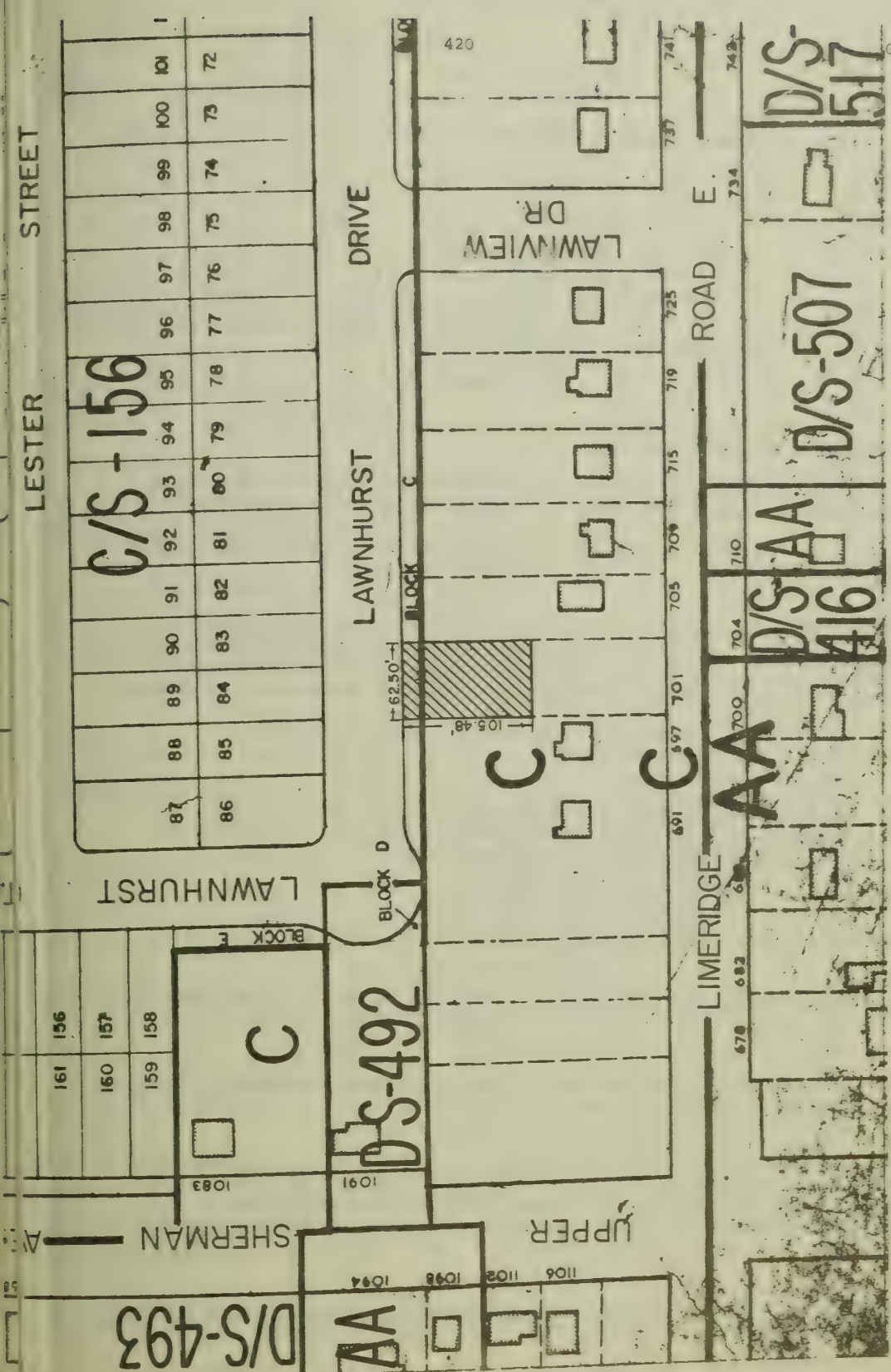
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 9th day of May 1978.


City Clerk


Mayor

LESTER STREET



05/09/78

LEGEND

Lands on Part of Sheet No. E-38A of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.



Scale: 100' ±

Bill No. 132

This is Schedule "A" to By-law No. 78-133 passed the 9th day of May, 1978.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 134

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 5 DEPEW STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "K" District provisions of Zoning By-law No. 6593, passed on the 25th day of July, 1950, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Subsection 5 of section 17 of By-law No. 6593 shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "K" District provisions,

subject to the special requirement referred to in section 1.

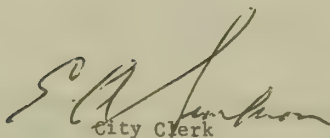
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-578".

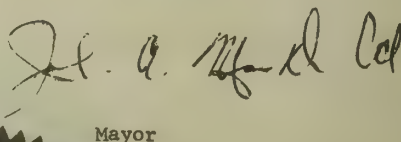
4. Sheet No. E-42 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-578".

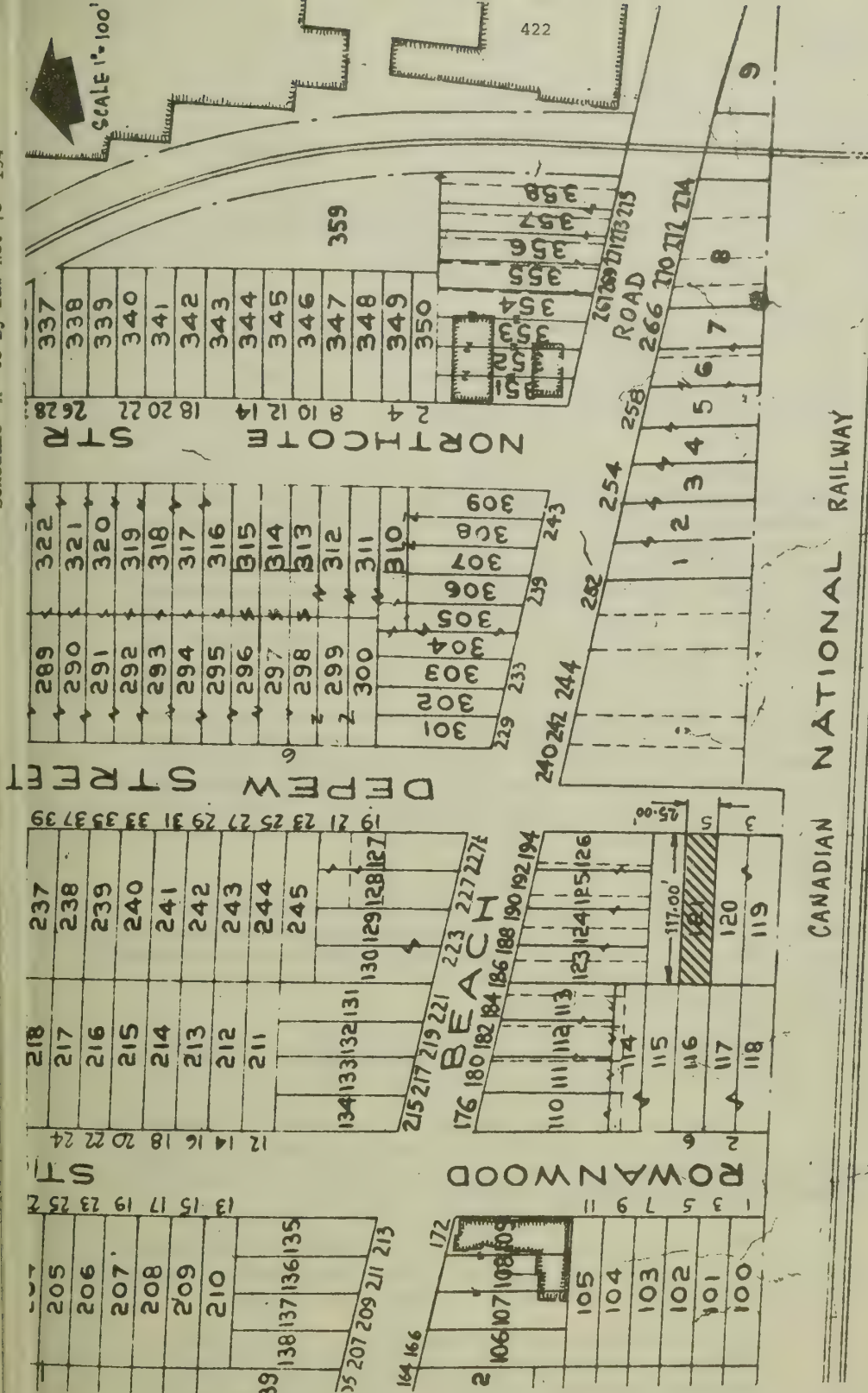
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 9th day of May 1978.


City Clerk


Mayor



LEGEND

Lands on Part of Sheet No. E-42 of the Zoning District Maps to be regulated by By-law No. 78-134

Bill No. 133

This is Schedule "A" to By-law No. 78-134 passed the 9th day of May, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

BILL NO. 135

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 135

To Amend By-law No. 74-265 to Authorize the Construction of a Recreation Centre at the Sir Wilfrid Laurier School Site, Vincent Neighbourhood

WHEREAS By-law No. 74-265 was passed by the Council of The Corporation of the City of Hamilton on the 12th day of November, A.D. 1974, authorizing the construction of a Recreation Centre at the Sir Wilfrid Laurier School Site, Vincent Neighbourhood, at an estimated cost of \$825,000.00, which amount is to be financed by the issue of debentures repayable over a term not exceeding twenty (20) years, as approved by the Ontario Municipal Board by Order dated the 12th day of September, 1974;

AND WHEREAS By-law No. 76-303 passed by the Council of The Corporation of the City of Hamilton in the 9th day of November, A.D. 1976, amended the said By-law No. 74-265 by increasing the estimated cost of the said Recreation Centre and amount to be debentured to \$835,000.00, as approved by the Ontario Municipal Board by Order dated the 21st day of October, 1976;

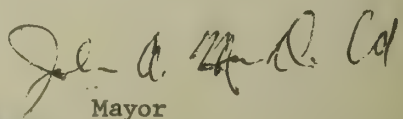
AND WHEREAS the Ontario Municipal Board by Order dated the 13th day of April, 1978, approved of the construction of the said Recreation Centre at a further revised cost of \$845,000.00, provided that no part of the additional \$10,000.00 shall be debentured.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows -

1. By-law No. 74-265 as amended by By-law No. 76-303 is hereby further amended by deleting from Section 1 the figure "\$835,000.00" where the same appears therein and substituting therefor the figure "\$845,000.00".
2. The said By-law No. 74-265 as amended by By-law No. 76-303 is hereby further amended by deleting Section 2 thereof and substituting the following therefor -
"2. Of the cost of the undertaking described in Section 1, the amount of \$835,000.00 is to be financed by the issue of debentures by the Regional Municipality of Hamilton-Wentworth, for a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton".

PASSED this 9th day of May A.D. 1978


City Clerk


Mayor

Bill No. 136

The Corporation of the City of Hamilton

BY-LAW NO. 78- 136

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 513 CANNON STREET EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-21 and E-22 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

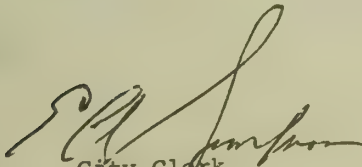
- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land,

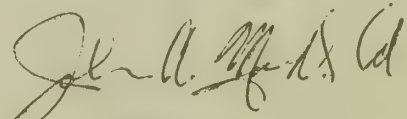
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

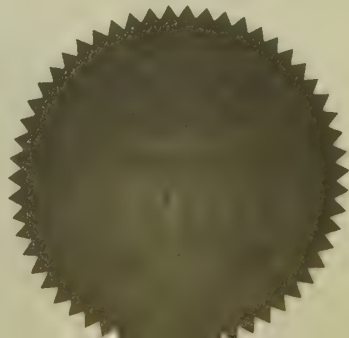
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 9th day of May A.D. 1978.


City Clerk


Mayor

(1978) 8 R.P.D.C. 3, March 14
Bellray Holding Company Limited, Owner
Z.A. 78-06



This is a detailed street map of a neighborhood in St. Louis, Missouri. The map shows several streets: Cannon Street, Sanford Street, Wilson Street, Greenaway Avenue, Hazel Avenue, and Arthur Avenue. The map is oriented with North at the top. Various lots are shown with numbers, and several areas are labeled 'D/S-459' and 'D/S-326'. A large 'H' is marked on the left side, and a large 'J' is marked on the right side. The map also shows a large 'D' in the center, and a large 'J' in the bottom right corner. The map is a black and white line drawing with text labels for streets and lot numbers.

Bill No. 136

This is Schedule "A" to By-law No. 78-136 passed the 9th day of May, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

Ed. L. Thompson
City Clerk

CORPORATION OF THE CITY OF HAMILTON

J. A. Macdonald Col
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 137

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF JAMES STREET NORTH
IN THE BLOCK BETWEEN FERRIE STREET AND PICTON STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-2 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "DE-3" (Multiple Dwellings) district to "C" (Urban Protected Residential, etc.) district, the land,

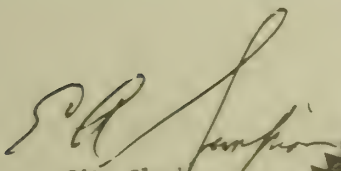
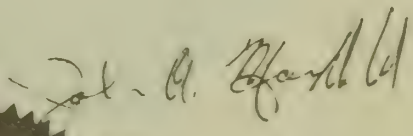
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

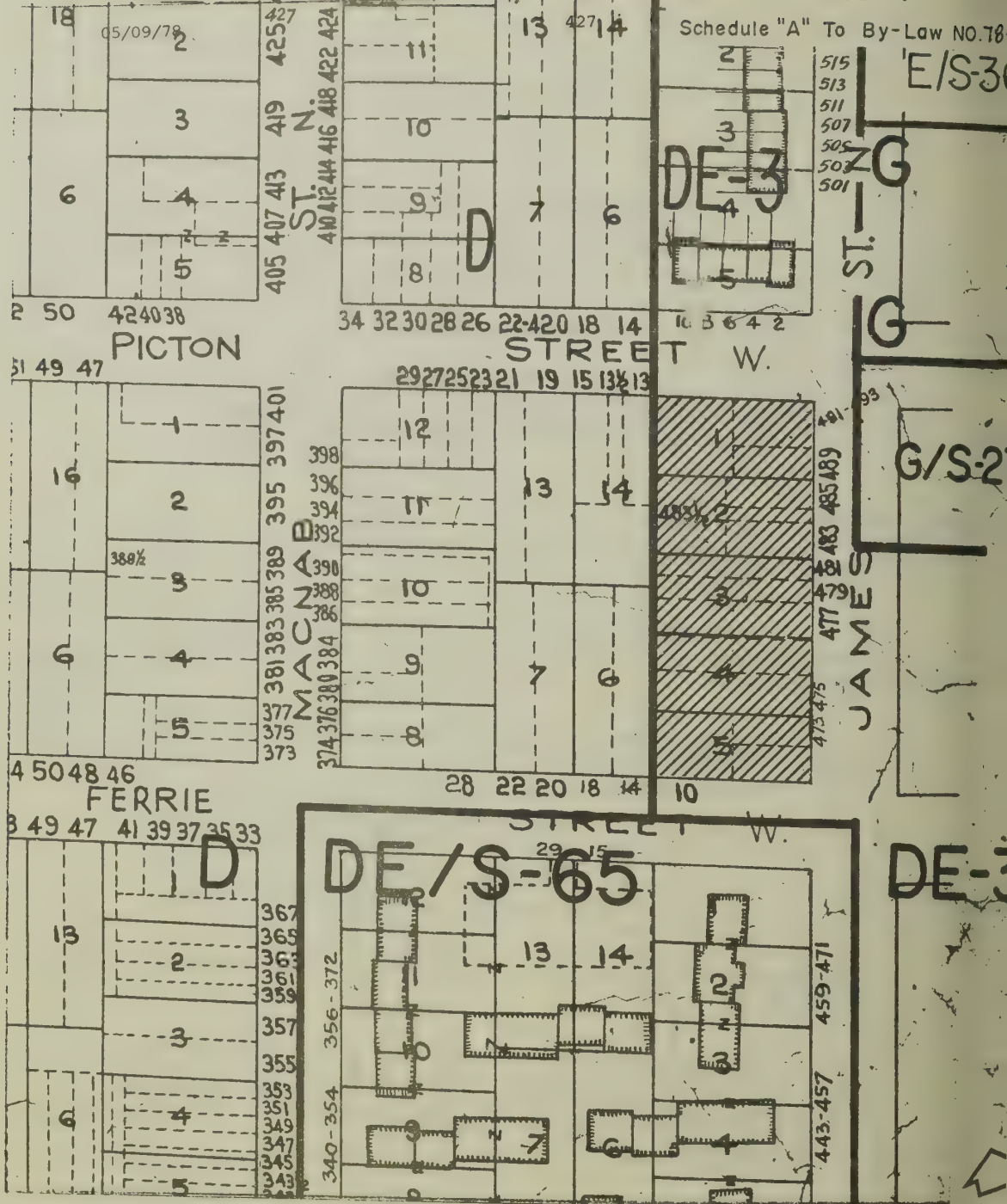
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 9th day of May

1978.


City Clerk
Mayor



SCALE 1"=100'

LEGEND



Lands on Part of Sheet No. W-2 of The Zoning District Maps to be re-zoned from "DE" (Multiple Dwellings) District to "C" (Urban Protected Residential, etc.) District.

Bill No. 137

This is Schedule "A" to By-law No. 78-137 passed the 9th day of May, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

Bill No. 138

The Corporation of the City of Hamilton

BY-LAW NO. 78- 138

To Adopt:

Official Plan Amendment No. 340

Respecting:

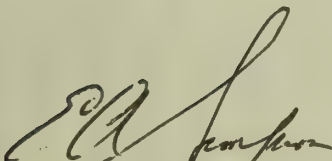
LAND LOCATED IN THE BLAKELEY NEIGHBOURHOOD

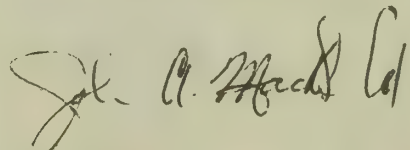
The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 340 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
Section 1 above, as may be requisite be obtained and for
the doing of all things for the purpose thereof.

PASSED this 9th day of May A.D. 1978.


City Clerk


Mayor

(1978) 15 R.P.D.C. 16, May 9



AMENDMENT NO. 340 to the Official Plan for the
Hamilton Planning Area.

The following text, together with the map attached
as Schedule "A" hereto, constitute Amendment No. 340.

PURPOSE:

To change the land use designation established in
prescribed areas.

LOCATION:

- i) Lands on the southeast corner of Main Street East
and Albert Street;
- ii) Lands on the west side of Gage Avenue South, south
of Maplewood Avenue; and
- iii) Lands on the north side of Cumberland Avenue, in
the middle of the block between Balsam Avenue and
Gage Avenue South.

It is proposed that these lands be used for Residential
purposes and that the present "Commercial and Industrial"
designations of these lands be changed accordingly.

ACTUAL CHANGE:

That the designation of the lands outlined in yellow
on Schedule "A" be changed from "Commercial and Industrial"
to "Residential".

IMPLEMENTATION:

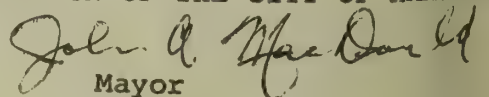
A Restricted Area By-law will give effect to the intended
"Residential" use of the subject lands.

Bill No. 138

This is Schedule 1 to By-law No. 78 - 138 passed the 9th
day of May, 1978

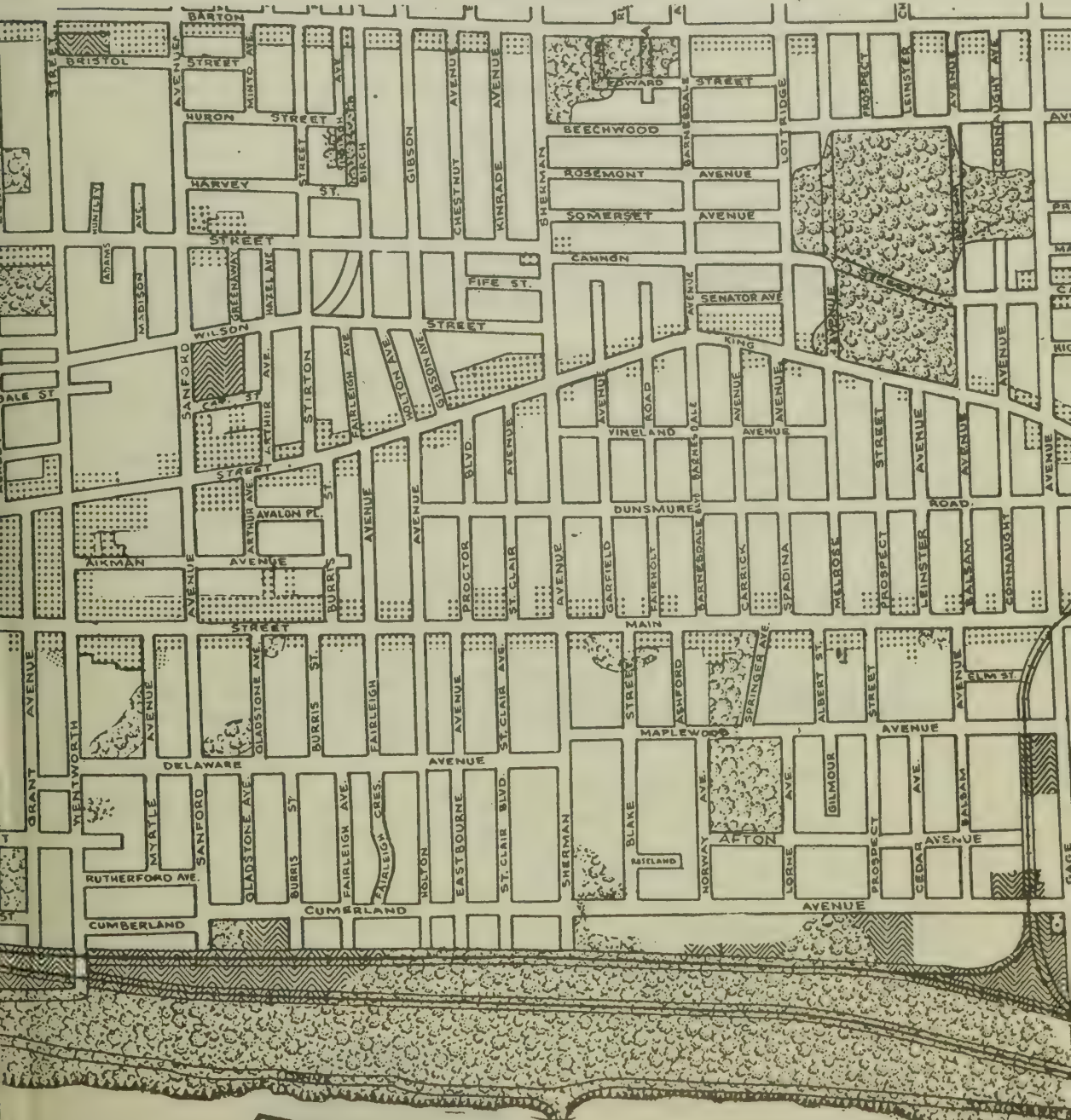

City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

From "Commercial and Industrial" to "Residential"

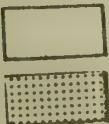
Schedule "A" to Amendment No. 340...
to the Official Plan
of the Hamilton Planning Area.



Scale 1"=800'



LEGEND

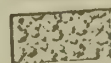


Residential

Commercial



Industrial



Recreation, Civic & Cultural

The Corporation of the City of Hamilton

BY-LAW NO. 78-139

To Amend:

By-law No. 76-148
as Amended by
By-law Nos. 76-329 and 76-340

Respecting:

HEIGHT AND DENSITY OF BUILDINGS
AND LANDSCAPED AREAS

WHEREAS By-law No. 76-148 as amended by By-law No. 76-329 and By-law No. 76-340 established special requirements respecting landscaping, height and density of development in the various districts more particularly set out in By-law No. 76-329;

AND WHEREAS the "U" (University) district is one of the districts mentioned in By-law No. 76-329;

AND WHEREAS it is desirable to delete from By-law No. 76-148 as amended by By-law No. 76-329 and By-law No. 76-340 the provisions affecting the "U" (University) district.

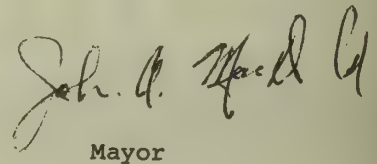
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 7 of the first preamble of By-law No. 76-329, passed on the 14th day of December, 1976 is deleted.

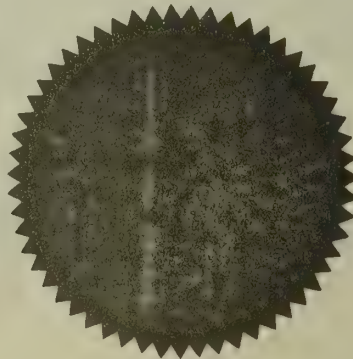
2. Section 8 of By-law No. 76-148, passed on the 25th day of May, 1976, as amended by By-law No. 76-329, passed on the 14th day of December, 1976, is repealed.

PASSED this 9th day of May A.D. 1978.


City Clerk


Mayor

(1978) 15 R.P.D.C. 2, May 9
City Initiative 75-M



The Corporation of the City of Hamilton

BY-LAW NO. 78 -140

To Amend:

Zoning By-law No. 6593

As Amended by By-law No. 78-92

Respecting:

LODGING HOUSES AND BOARDING HOUSES

WHEREAS By-law No. 78-92 intended to amend the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District so as to prohibit ordinary lodging houses and boarding houses other than those having care facilities operated or sponsored by public agencies;

AND WHEREAS it is necessary to amend By-law No. 78-92 so as to eliminate the prohibition as it affects the "DE", "DE-2", "DE-3" and "G" Districts of Zoning By-law 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 1 of section 10A of By-law 6593, as amended by sections 1 and 2 of By-law No. 78-92, is further amended by adding thereto the following clauses:

- (viii) An ordinary lodging house licensed as such for the accommodation of not more than six lodgers, who may also be boarded;
- (ix) A boarding house for the accommodation of not more than nine boarders.

2. Subsection 1 of section 10B of By-law No. 6593, as amended by subsections 1 and 2 of By-law No. 78-92, is further amended by adding thereto the following clauses:

- (via) An ordinary lodging house licensed as such for the accommodation of not more than six lodgers, who may also be boarded;
- (vib) A boarding house for the accommodation of not more than nine boarders.

3. Subsection 1 of section 10C of By-law 6593, as amended by subsections 1 and 2 of By-law No. 78-92, is further amended by adding thereto the following clauses:

- (via) An ordinary lodging house licenced as such for the accommodation of not more than six lodgers, who may also be boarded;
- (vib) A boarding house for the accommodation of not more than nine boarders.

4. Subsection 1 of section 13 of By-law No. 6593, as amended by By-law No. 78-92, is further amended by adding thereto the following clauses:

Residential Uses

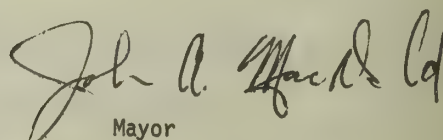
- (ia) An ordinary lodging house licensed as such for the accommodation of not more than six lodgers, who may also be boarded;
- (ib) A boarding house for the accommodation of not more than nine boarders.

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice to the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 9th day of May 1978.


City Clerk


Mayor



(1978) 3 R.P.D.C. 3, February 14
City Initiative 78-A

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 141

To Authorize:

DEMOLITION OF MUNICIPAL NO. 91 WOOD STREET

WHEREAS a Notice of Violation, dated December 29, 1977, was served on the owners of the property located at Municipal No. 91 Wood Street, in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order to Comply, dated February 13, 1978, was served on the owners of the property located at Municipal No. 91 Wood Street, in accordance with subsection 7 of section 36 of The Planning Act and registered in the Registry Office for the Registry Division of Wentworth (No. 62) as Instrument Number 82060 C.D., at 9:40 a.m. on March 7, 1978;

AND WHEREAS no appeal has been taken by the owners from the Order to Comply, pursuant to subsection 17 of section 36 of The Planning Act;

AND WHEREAS the owners have failed to demolish the property or repair in accordance with the Order to Comply;

AND WHEREAS The Corporation of the City of Hamilton has the right to demolish or repair the property where the owner fails to demolish or repair, in accordance with the Order to Comply, pursuant to clause (a) of section 36 of The Property Standards By-law No. 74-74 and subsection 21 of section 36 of The Planning Act;

AND WHEREAS because the building situate at Municipal No. 91 Wood Street is in a ruinous and deteriorated condition and the building does not comply with the requirements of The Property Standards By-law No. 74-74, it is desirable to demolish the building in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, the final amount expended by the City to demolish the building, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

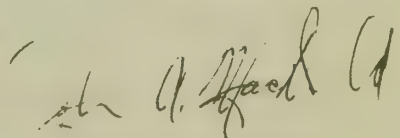
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.

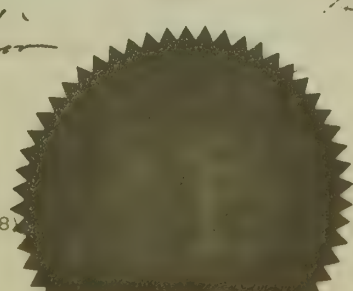
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 9th day of May 1978.


City Clerk


Mayor

(1978) R.B.C.
1978 (24th R.B.C., May
9th, 1978)



SCHEDULE "A"

To By-law No. 78-141

MUNICIPAL ADDRESS: 91 Wood Street East

LOT NUMBER: Part of Lots 35 and 36

REGISTERED PLAN NUMBER: Nathaniel Hughson Survey, more particularly described in Instrument No. 65884 C.D., registered in the Registry Office at Hamilton, Ontario on September 26, 1977.

LEGAL DESCRIPTION

All and Singular that certain parcel of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of Part of Lots Numbers Thirty-five (35) and Thirty-six (36) according to a subdivision known as Nathaniel Hughson Survey and being in the block bounded by Catharine, Wood, John and Burlington Streets and which parcel or tract of land may be more particularly described as follows, that is to say:

COMMENCING at an iron bar planted in the southeastern corner of the said Lot Number Thirty-five (35), being a point in the southern limit of Wood Street where it is intersected by the western limit of Catharine Street.

THENCE westerly along the southern limit of the aforesaid Lot Number Thirty-five (35) and being along the northern limit of Wood Street, Thirty-one feet (31'.00") more or less to an iron bar planted at the point of intersection of the production southerly of the centre line of the partition wall between the frame dwelling erected upon the herein described parcel of land known as Municipal Number 91 Wood Street and the frame dwelling erected upon the lands adjoining the herein described parcel of land on the west, known as Municipal Number 89 Wood Street.

THENCE northerly to and along the centre line of the said wall Twenty-nine and Ninety-two One-Hundredths feet (29.92') more or less to a point in the

northern face of a northern wall of the said dwellings, the said point being distant Thirty-one feet (31'.00") measured westerly parallel with the northern limit of Wood Street from the western limit of Catharine Street.

THENCE northerly in a straight line, Fifty-seven and Sixty-one One-Hundredths feet (57.61') more or less to a point in the line of a present existing wire fence marking the northern limit of the herein described parcel of land, the said point being distant Eighty-seven and Fifty-three One-Hundredths feet (87.53') measured northerly parallel with the western limit of Catharine Street from the northern limit of Wood Street and distant Twenty-nine and Ninety-eight One-Hundredths feet (29.98') measured westerly along the said fence from the western limit of Catharine Street.

THENCE easterly along the line of the said fence Twenty-nine and Ninety-eight One-Hundredths feet (29.98') to a point in the eastern limit of the said Lot Number Thirty-six (36), being a point in the western limit of Catharine Street.

THENCE southerly along the western limit of Catharine Street Eighty-six and Seventeen One-Hundredths feet (36.17') to the point of commencement.

TOGETHER WITH the right of the owners, tenants and occupants of the frame dwelling erected upon the hereinbefore described parcel of land and known as Municipal Number 91 Wood Street East to maintain the eaves on the western side being Lot 35 of the said dwelling in their present position overhanging the lands adjoining on the west.

BY-LAW NO. 78-142

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9TH DAY OF MAY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

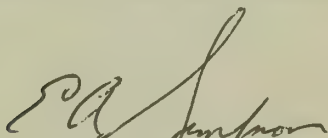
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

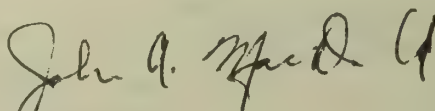
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

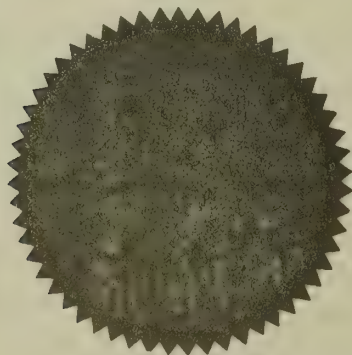
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 9th day of May A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78-143

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 11TH DAY OF MAY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

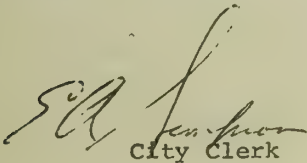
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

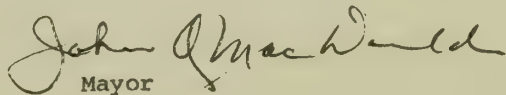
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

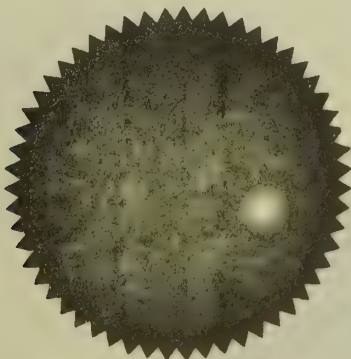
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 11th day of May A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78 - 144

TO EXTEND GOLFWOOD DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

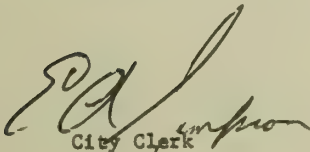
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Golfwood Drive by incorporating within its limits the lands described in Schedule "A" hereto.

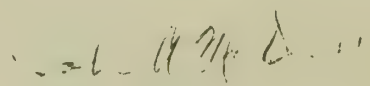
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

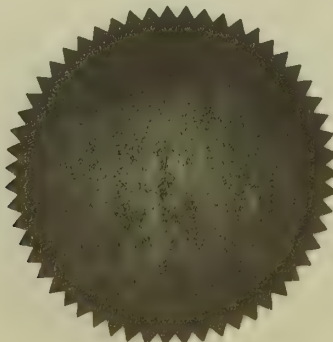
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Golfwood Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 30th day of May A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"First:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 21, Concession 7 in the Township of Barton and designated as Part 1 on a reference plan received and deposited in the said Land Registry Office on January 14, 1977, as Plan 62R-3370.

Secondly:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block "G" according to Gurnett Estates (Phase 2) filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-210.

BY-LAW NO. 78 - 145

TO ESTABLISH UPPER OTTAWA STREET,
SOUTH OF RYMAL ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to establish a portion of the highway known as Upper Ottawa Street by incorporating within its limits the lands described in Schedule "A" hereto.

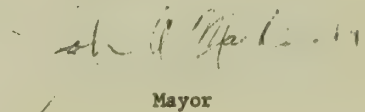
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Upper Ottawa Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 30th day of May A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

Description for By-law to establish Upper Ottawa Street -
Rymal Road southerly to City limits

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 13, Concession 1, Township of Glanford and which said parcels may be more particularly described as all of Parts 3, 4 and 5 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on April 26th, 1978 as Plan 62R-4161.



D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
16 May 1978
DAH:js

RECEIVED AND REGISTERED IN
PLAN 62R-4161

 DATE April 26, 1978

 BY M. J. HARTMAN
 DEPUTY REGISTRAR

 I HEREBY THIS PLAN IS IN DEPOSIT UNDER
 PART 3 OF THE REGISTRY ACT

 DATE April 18, 1978
Harvey M. Smith
 C.L.S.

 REFERENCE PLAN SHOWING
 PART OF LOT 13 CONCESSION 1 TOWNSHIP OF GLANFORD

 IN THE
CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

 SCALE 1"=40'
 D.A. HEDDERLEY-ONTARIO LAND SURVEYOR
 1978

LOT 4 CONCESSION 8 TOWNSHIP OF BARTON

RYMAL

ROAD

THE KING'S HIGHWAY NO. 43 PLAN NO. T23 6000

ROAD ADJACENT TO THE TOWNSHIP OF BARTON & GLANFORD

UPPER OTTAWA STREET

ROAD ADJACENT TO THE TOWNSHIP OF BARTON & GLANFORD

LOT 13 CONCESSION 1

PART 1

PART 2

GLANFORD

PART 5

PART 4

ONTARIO

HYDRO

WEST OF BARR GLANFORD

 ROAD
 NEBO

PLAN R 192

SURVEYOR'S CERTIFICATE

 I HEREBY CERTIFY THAT
 THE SURVEY WAS DONE BY ME OR BY A PERSON TO WHOM I HAVE DELEGATED MY
 AUTHORITY AND WHO IS A MEMBER OF THE PROFESSION OF LAND SURVEYORS
 OF ONTARIO AND WHO HAS BEEN QUALIFIED BY THE BOARD OF SURVEYORS
 OF ONTARIO TO DO SUCH WORK.

LEGEND

 BARR 100' 0" W. 100' 0" E. 100' 0" S. 100' 0" E. 100' 0" S. 100' 0" E.
 BARR 100' 0" W. 100' 0" E. 100' 0" S. 100' 0" E. 100' 0" S. 100' 0" E.
 BARR 100' 0" W. 100' 0" E. 100' 0" S. 100' 0" E. 100' 0" S. 100' 0" E.
 BARR 100' 0" W. 100' 0" E. 100' 0" S. 100' 0" E. 100' 0" S. 100' 0" E.
 BARR 100' 0" W. 100' 0" E. 100' 0" S. 100' 0" E. 100' 0" S. 100' 0" E.

CAUTION

 THIS PLAN IS NOT A PLAN OF SUBDIVISION
 WITHIN THE MEANING OF SECTION 23, OF
 THE 23 OF THE REGISTRY ACT

DATE	APPROVED BY	DATE	APPROVED BY
1978-04-26	M. J. HARTMAN	1978-04-18	H. M. SMITH
THE CORPORATION OF THE CITY OF HAMILTON			
CITY OF HAMILTON			
DEPARTMENT OF ENGINEERING - LAND SURVEYS			
UPPER OTTAWA ST. KILBRIDE RD. EXTENDING ESTABLISHMENT			

BY-LAW NO. 78 - 146

TO ESTABLISH KILBRIDE ROAD
FROM UPPER OTTAWA STREET TO NEBO ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to establish a portion of the highway known as Kilbride Road by incorporating within its limits the lands described in Schedule "A" hereto.

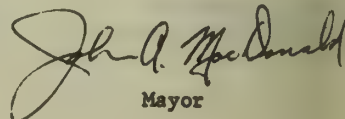
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

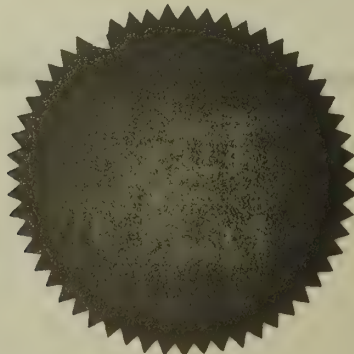
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Kilbride Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 30th day of May A.D. 1978.

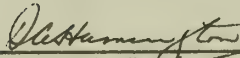

City Clerk


Mayor



SCHEDULE "A"Description for By-law to establish Kilbride Road -
Upper Ottawa Street to Nebo Road

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 13, Concession 1, Township of Glanford and which said parcel may be more particularly described as all of Part 2 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on April 26th, 1978 as Plan 62R-4161.



D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
16 May 1978
DAH:js

RECEIVED AND RECORDED IN
PLAN 62R-4
 DATE *April 26*
 BY *[Signature]*
 I REQUIRE THIS PLAN TO BE RECORDED
 PART 1 OF THE REGISTRY ACT
 DATE *April 1978*
[Signature]
 E.M. 1071

REFERENCE PLAN SHOWING
PART OF LOT 13 CONCESSION 1 TOWNSHIP OF GLANFORD
 IN THE
CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCALE 1:100
 D.B. HARRINGTON - SURVEYING LAND SURVEYOR
 1978

LOT 4 CONCESSION 8 TOWNSHIP 11 BARTON

RYMAL ROAD

THE KING'S HIGHWAY NO. 23 - PLAN NO. 773 UNIC

ROAD ALLEVIATION BETWEEN TOWNSHIP OF GLANFORD & CLAYTON

UPPER OTTAWA STREET

INSTRUMENT

PART 3

CONCESSION 1

PART 1

PART 2

TOWNSHIP OF GLANFORD

ONTARIO HYDRO

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT
 THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH
 THE SURVEY ACT AND THE REGISTRY ACT AND THE REGULATIONS
 MADE THEREUNDER
 THE SURVEY WAS COMPLETED ON THE 27th DAY OF APRIL 1978

[Signature]
 D.B. HARRINGTON
 SURVEYING LAND SURVEYOR

LEGEND

IRON PEGS O CM DENOTES A TONGUE & GROOVE MONUMENT
 BURNED PEGS O DENOTES A STANDARD IRON PEG 1 1/2" DIA
 SAWN TRUS O DENOTES AN IRON ROD 1/2" DIA
 SAWN TRUS O DENOTES A ROUND IRON BAR 1/2" DIA
 IN PLANTED TO FOUND WITH ANTI-RUST

BEARINGS & DISTANCES ARE APPROXIMATE AND ARE REFERRED
 TO THE DATUM COORDINATE SYSTEM IN FORCE IN CANADA
 MEANING 1978 MEAN TIME

CAUTION

THIS PLAN IS NOT A PLAN OF SUBDIVISION
 WITHIN THE MEANING OF SECTION 80, 81
 OR 82 OF THE PLANNING ACT

DATE	INSTRUMENT NO.	QUANTITY	CITY
CITY OF HAMILTON			
DEPARTMENT OF ENGINEERING - LAND SURVEY			
UPPER OTTAWA ST., KILBANE RD. EXTENDING & ESTABLISHING LOTS TO BE SOLD			
CREATED BY	DATE	FILED BY	FILED DATE
BY D.B.	APR 27 1978	FILED BY	APR 27 1978
APPROVED	<i>[Signature]</i> CITY ENGINEER		
CITY SURVEYOR	<i>[Signature]</i> PLAN No. P-1309 SU		

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 147

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 301 CALEDON AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) district to "G-3" (Public Parking Lots) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

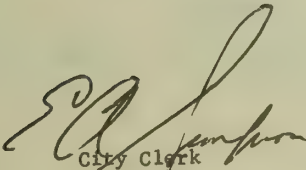
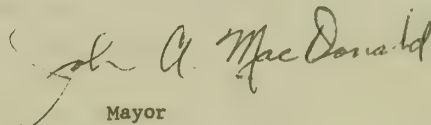
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of

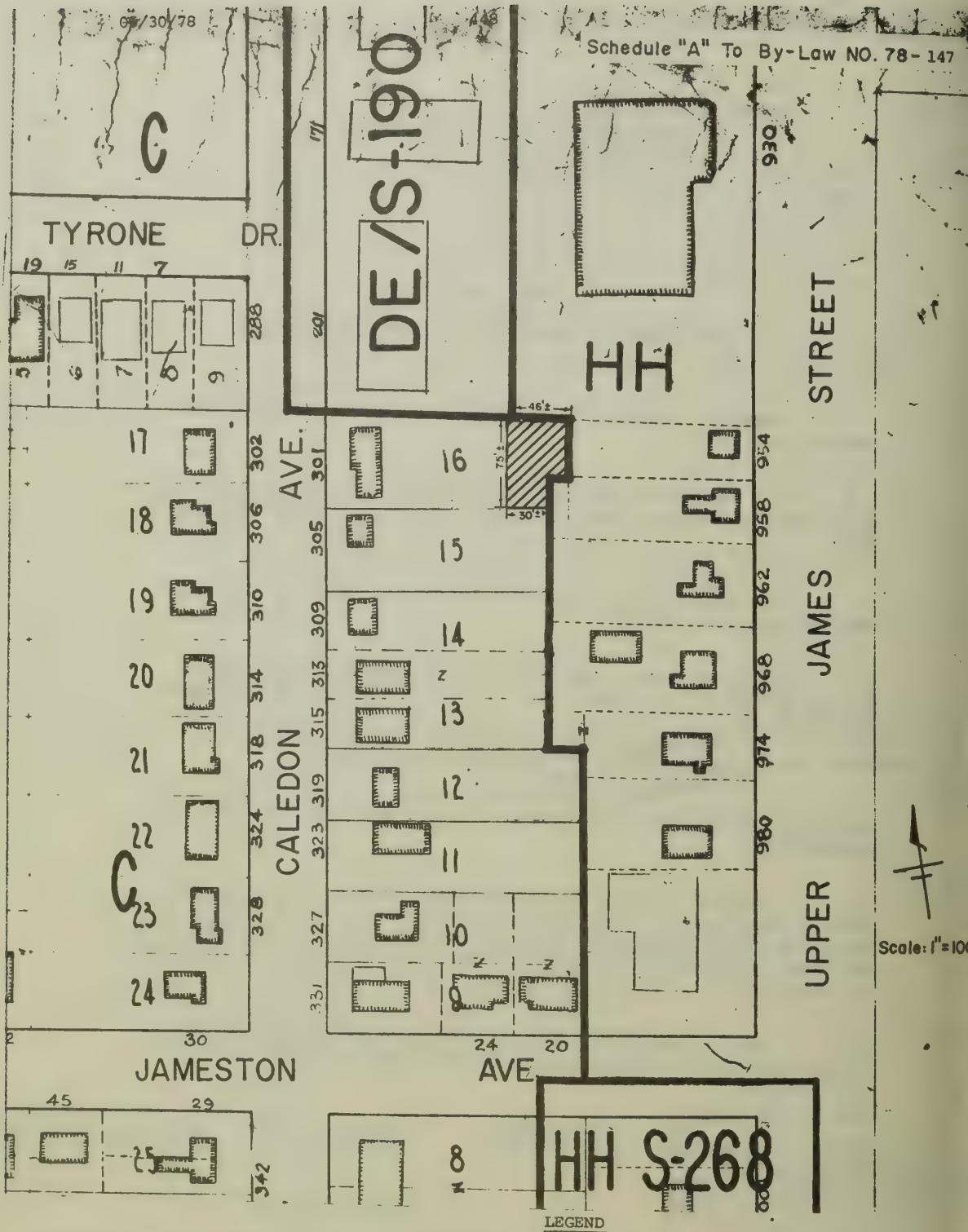
May,

1978.


City Clerk
Mayor

(1978) 3 R.P.D.C. 2, February 14
F.Y. Fai, E. Kong, W.P. Shen,
V. C. Cheong, Prospective Owners
ZA 78-01





Lands on Part of Sheet No. W-9A of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, etc.) District to "G-3" (Public Parking Lots) District.

Bill No. 147

This is Schedule "A" to By-law No. 78-147 passed the 30th day of May, 1978.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 148

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 718 DUNN AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No E-81 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2 The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. Sections 4(3)(a) and 10(1)(iii) of By-law No. 6593 shall not apply.
2. The land shall be subject to section 19C of By-law No. 6593.
3. Notwithstanding section 10(3)(iii) of By-law No. 6593 there shall be provided and maintained a rear yard of a depth of at least 20 feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirements referred to in section 2.

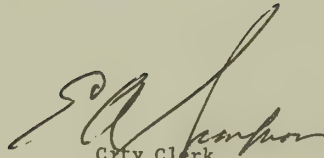
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-571".

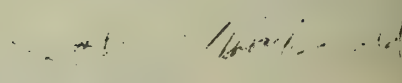
5. Sheet No. E-81 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-571".

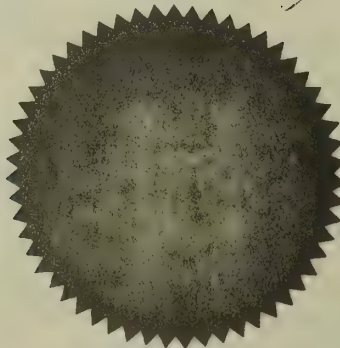
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of May 1978.

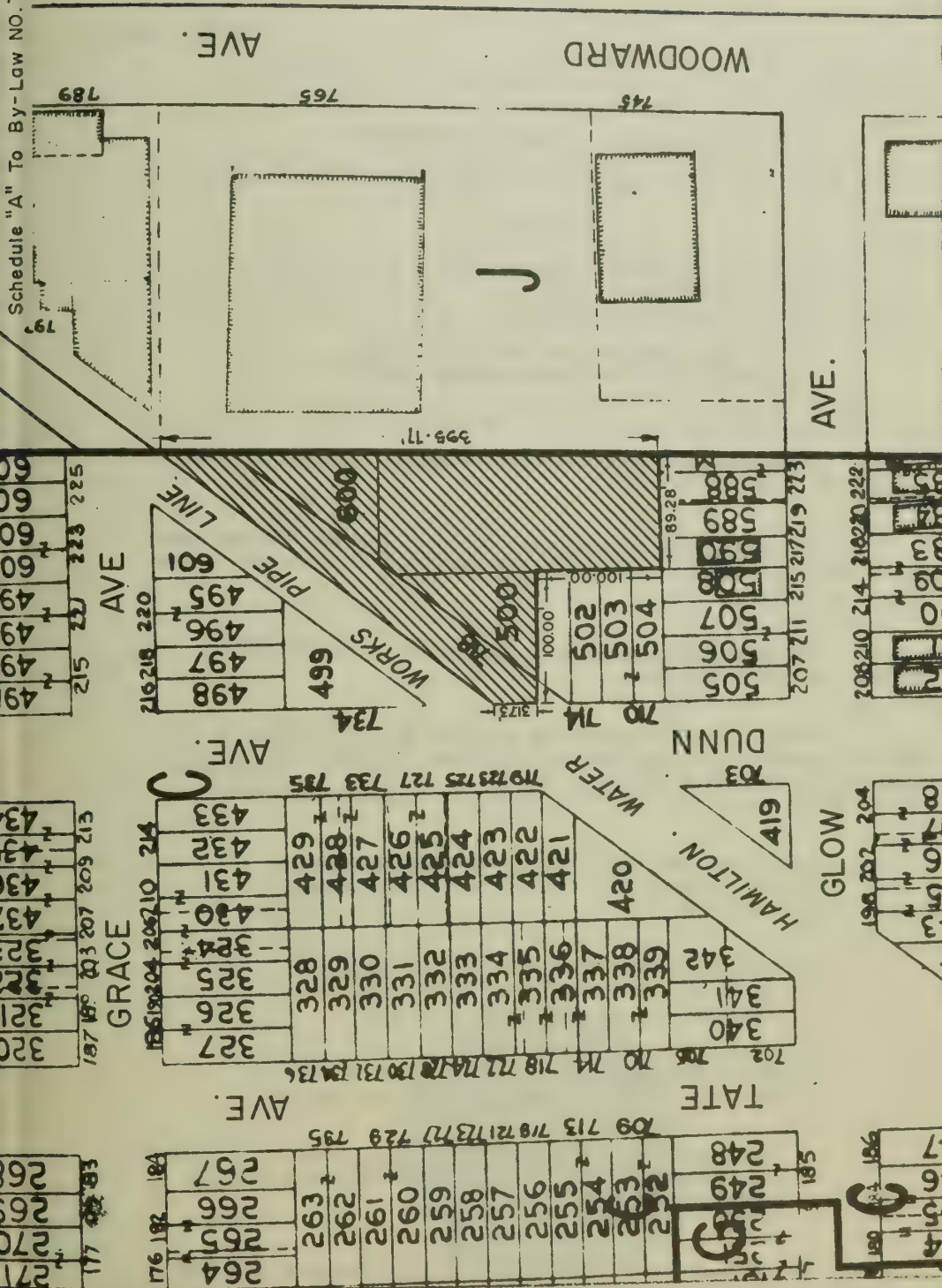

City Clerk


Mayor



(1978) 8 R.P.D.C. 5, March 14
Parkview West Developments, Owner
O.M.B. Decision, January 31, 1978 (File: R77224)
ZA 76-57
Legal File: 100-5.48

Schedule "A" To By-Law NO. 78-



LEGEND

Lands on Part of Sheet No. E-81 of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential- One and Two Family Dwellings, etc.) District.

Scale: 100' 1"

Bill No. 148

This is Schedule 'A' to By-law No. 78-148 passed the 30th day of May, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-149

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-EAST CORNER
OF JACKSON STREET WEST AND CAROLINE STREET SOUTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HI" District provisions of By-law No. 6593, passed on the 25th day of July, 1950, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 15A of By-law No. 6593, a television studio shall be permitted.
2. Notwithstanding subsection 2 of section 15A of By-law No. 6593, no building or structure shall exceed 22 storeys or 220 feet in height.
3. Notwithstanding subsection 3 of section 15A of By-law No. 6593, no side yards shall be required.
4. Notwithstanding subsection 6 of section 18 of By-law No. 6593, not less than 4 loading spaces shall be provided and maintained.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "HI" District provisions,

subject to the special requirements referred to in section 1.

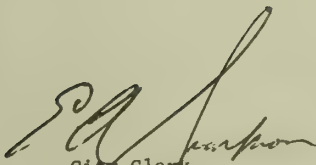
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-575".

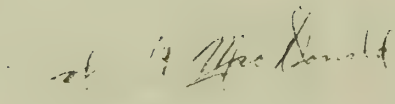
4. Sheet No. W-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-575".

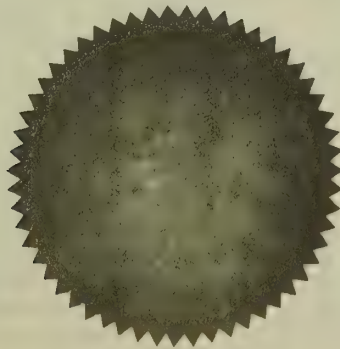
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

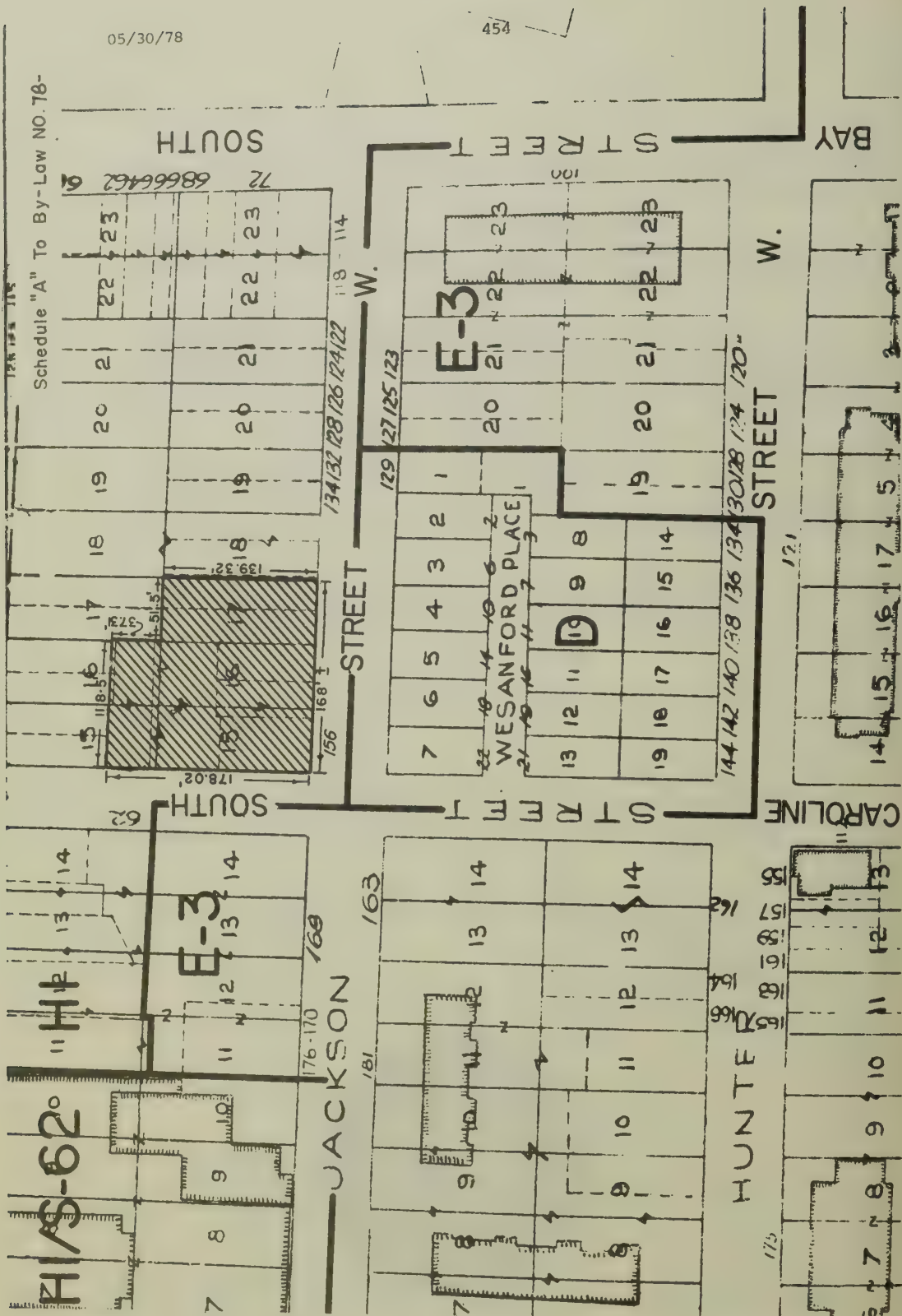
6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of May 1978.


City Clerk


Mayor





Schedule "A" To By-Law No. 78-

Bill No. 149

This is Schedule "A" to By-law No. 78-149 passed the 30th day of May, 1978

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 150

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO.
1591 UPPER JAMES STREET AND 49 RYMAL ROAD

WHEREAS By-law No. 73-327, passed on the 18th day of December, 1973, as amended by By-law No. 74-274, passed on the 26th day of November, 1974 and By-law No. 75-7, passed on the 28th day of January, 1975 and approved by The Ontario Municipal Board by Order dated the 4th day of February, 1975, (File No. R.74396), provided for the use of the land shown on schedule "A" to this by-law in accordance with subsection 29 of section 35 of The Planning Act, for a two year period that expired on December 17, 1975;

AND WHEREAS By-law No. 75-323, passed on the 9th day of December, 1975 and approved by The Ontario Municipal Board by Order dated the 19th day of August, 1976, (File No. R.76376), provided for the use of the aforesaid land shown on schedule "A" to this by-law in accordance with subsection 29 of section 35 of The Planning Act, for a two year period that expired on December 8, 1977;

AND WHEREAS the lands shown on schedule "A" hereto annexed continue to be used by the same owner of the land, made subject to the aforesaid by-laws;

AND WHEREAS the land shown on schedule "A" is vacant and is regulated by the "AA" District provisions of General Zoning By-law No. 6593;

AND WHEREAS parking is prohibited by the "AA" District provisions;

AND WHEREAS it is desirable to permit parking on the land in accordance with subsection 29 of section 35 of The Planning Act;

AND WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

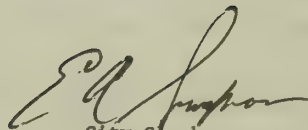
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

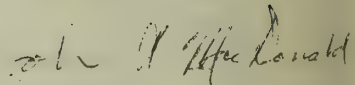
1. The "AA" District provisions of By-law No. 6593, passed on the 25th day of July, 1950, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended in accordance with subsection 29 of section 35 of The Planning Act, R.S.O. 1970, c. 349, to the extent only of the following variance as a special requirement:

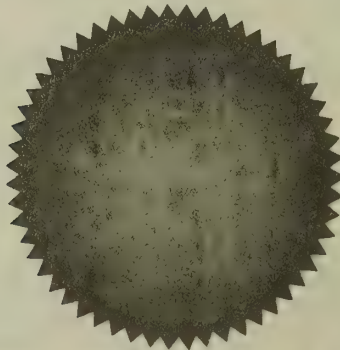
1. The land may be used for the parking thereon of vehicles for a period not exceeding two years from the day of the passing of this by-law or the period during which the owner of the lands at the time of the passing of the by-law continues to be the owner thereof, whichever is the lesser, accessory to the use of the land subject to the "HH" District provisions located at municipal number 1591 Upper James Street.

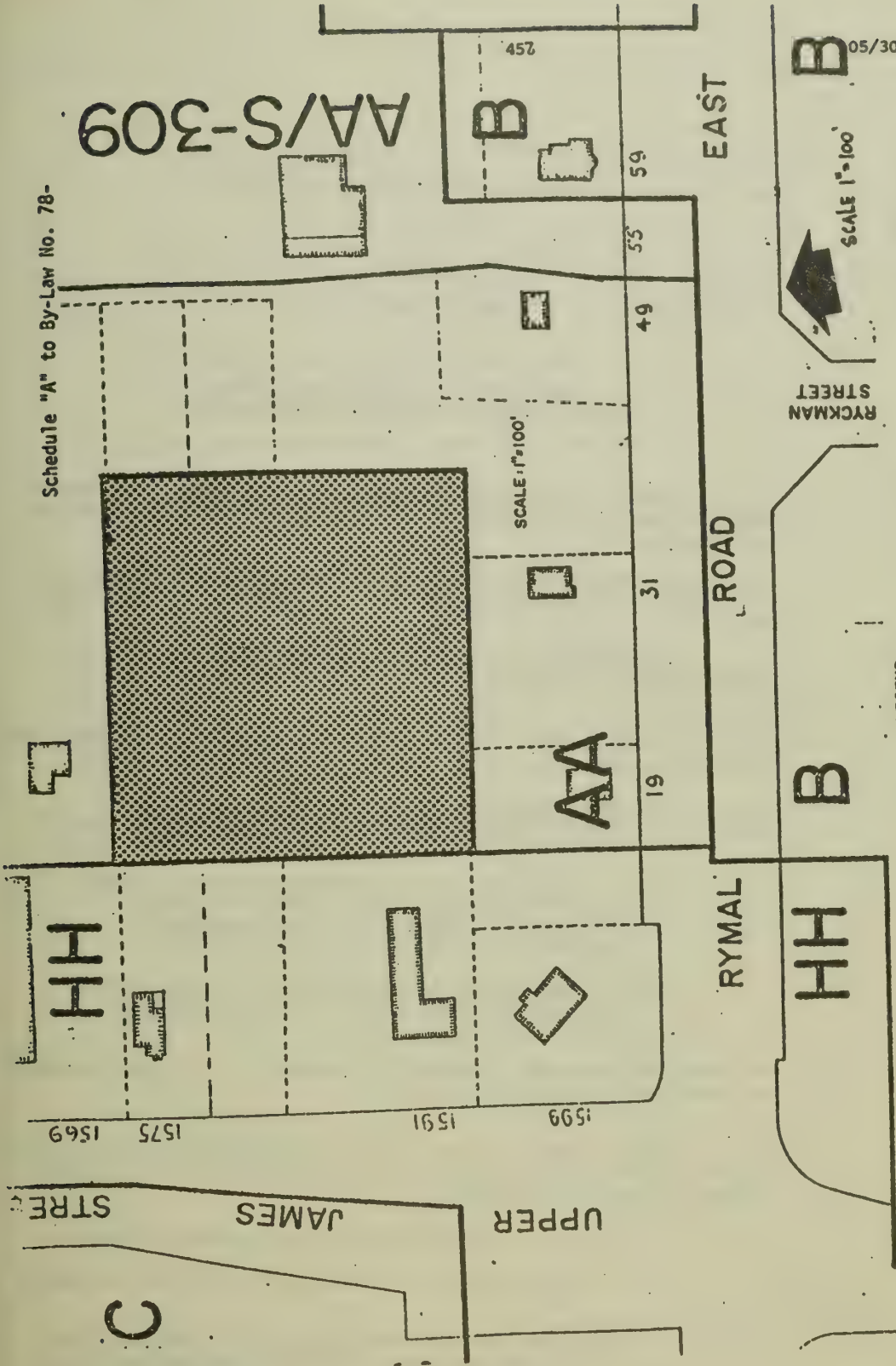
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-574".
3. Sheet No. E-9D of the District Maps is amended by marking the lands referred to in section 1, "S-574".
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.
5. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of May 1978.


City Clerk


Mayor





05/30/78

Schedule "A" to By-Law No. 78-

Lands on part of Sheet No. E-9D of the Zoning District Maps to be regulated by By-Law No. 78-

Bill No. 150

This is Schedule "A" to By-law No. 78- 150 passed the 30th day of May, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 151

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER
OF UPPER WENTWORTH AND STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Blocks 1 and 2, and
- (b) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Blocks 3 and 4, and
- (c) by changing from "AA" (Agricultural) district to "E-2" (Multiple Dwellings) district, the land comprised in Block 5,

the extent and boundaries of each of which Blocks 1, 2, 3, 4 and 5 are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the land referred to in clause (b) of section 1 are amended to the extent only of the following variances as special requirements:

- 1. As to the "D" District provisions applicable to Block 3,
 - (a) Section 10(1)(iii) of By-law No. 6593 shall not apply; and
 - (b) notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a minimum side yard of 4 feet shall be required for that side of a lot flanking a street; and
 - (c) notwithstanding section 10(4) of By-law No. 6593, a lot for a single family dwelling shall have a minimum width of 30 feet and a minimum area of 3,000 square feet.

2. As to the "D" District provisions applicable to Block 4,

(a) Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land comprised in Blocks 3 and 4 be used, except in accordance with,

(a) the "D" District provisions applicable to Block 3; and

(b) the "D" District provisions applicable to Block 4,

subject to the special requirements respectively referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-573".

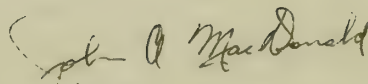
5. Sheet No. E-27C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-573".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

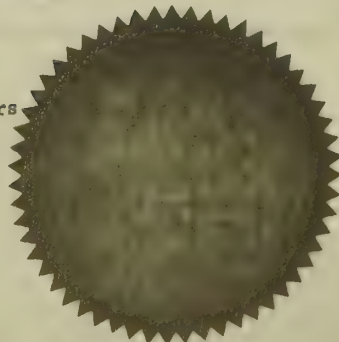
PASSED this 30th day of May 1978.


City Clerk


Mayor

(1978) 10 R.P.D.C. 2, March 28

Adisco Limited and Debentis Investments Limited, Owners
ZA 76-52



05/30/78

460

SCHEDULE "A" TO BY-LAW 78

PLAN

PART OF LOT 10 CONCESSION 8 - TOWNSHIP OF BARTON
NOW IN THE
CITY OF HAMILTON

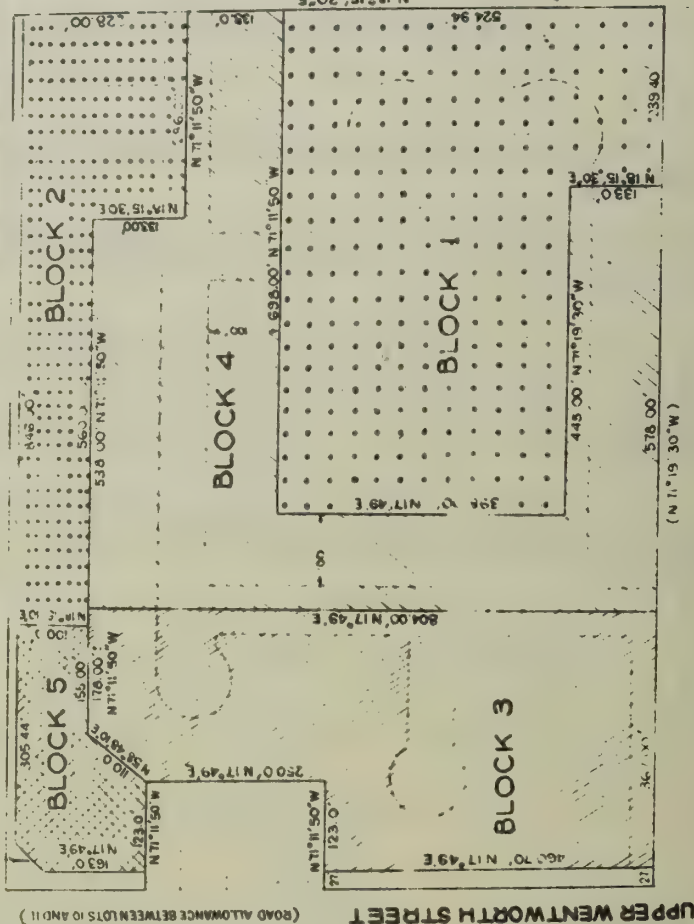
CHANGE FROM 'AA' TO 'D'
CHANGE FROM 'AA' TO 'D'
CHANGE FROM 'AA' TO 'D'
CHANGE FROM 'AA' TO 'E-2'

60.0' N 65.49° E

STONE CHURCH ROAD

(N 71° 11' 50" W)

(ROAD ALLOWANCE BETWEEN CONCESSIONS 7 AND 8)



LEVELS OF ONTARIO HYDRO (N 18° 15' 30" E)

MACKAY, MACKAY & PETERS LIMITED.
ONTARIO LAND SURVEYORS
HAMILTON ONTARIO

APRIL 3 1978

Bill No. 151

This is Schedule "A" to By-law No. 78-151 passed the 30th day of May, 1978

THE CORPORATION OF THE CITY OF HAMILTON

E.A. [Signature]
City Clerk

John A. MacDonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 152

To Repeal:

By-law No. 76-238

Adopting Official Plan Amendment No. 324

And To Repeal:

Restricted Area By-law No. 76-261

Respecting:

LAND LOCATED ON THE EAST SIDE OF ROWANWOOD AVENUE
BETWEEN GERTRUDE STREET AND BEACH ROAD

WHEREAS By-law No. 76-238 adopted Official Plan Amendment No. 324, and Zoning By-law No. 76-261 rezoned the land on the east side of Rowanwood Avenue between Gertrude Street and Beach Road, more particularly shown on schedule "A" to By-law No. 76-261, from "K" (Heavy Industry, etc.) district to "C" (Urban Protected Residential, etc.) district;

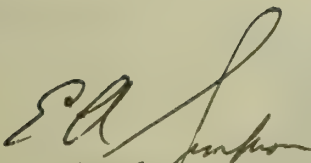
AND WHEREAS a planning study was made of the "Rowanwood" area in which the land shown on schedule "A" to By-law No. 76-261, is located;

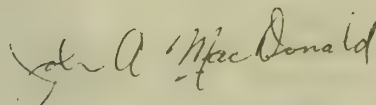
AND WHEREAS section 5 of the 14th Report of the Planning and Development Committee, adopted by City Council on April 25, 1978, authorized the repeal of By-law No. 76-238 and By-law No. 76-261.

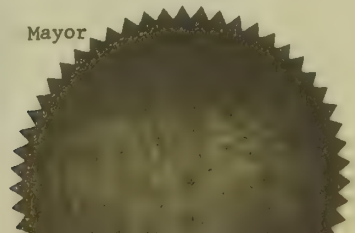
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 76-238, passed on the 31st day of August, 1976, is repealed.
2. By-law No. 76-261, passed on the 28th day of September, 1976, is repealed.

PASSED this 30th day of May 1978.


City Clerk


Mayor



BY-LAW No. 78 - 153

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by deleting therefrom the following items, namely:-

"Mary Dunsmure	Northbound and Southbound Eastbound and Westbound	MacAulay Normanhurst",
-------------------	--	---------------------------

and by adding thereto the following items, namely:-

"Normanhurst Cherry Hill Montmorency Montmorency Crt. London Edgemont Province Edgemont Park Row Montclair	Northbound and Southbound Eastbound Southbound Northbound Northbound and Southbound Northbound and Southbound Northbound and Southbound Northbound and Southbound Northbound and Southbound Eastbound and Westbound	Dunsmure Montmorency Red Hill Red Hill Maple Maple Maple Central Central London".
---	--	--

2. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

"London Edgemont Province Edgemont Park Row Montclair	Northbound and Southbound Northbound and Southbound Northbound and Southbound Northbound and Southbound Northbound and Southbound Eastbound and Westbound	Maple Maple Maple Central Central London".
--	--	---

3. Schedule 29 (No Stopping Areas) is hereby amended;

(a) by adding to Section A (No Stopping Anytime) the following item, namely:-

"Cathcart	East	From 65 ft. north of Rebecca to 49 ft. northerly".
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(b) by adding to Section B (No Stopping 7:00 AM-9:00 AM) the following item, namely:-

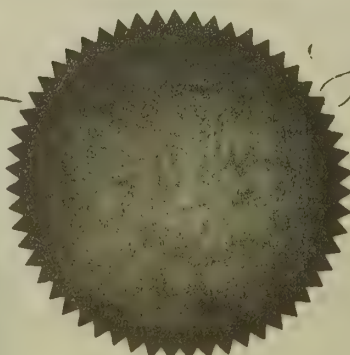
"MacNab	West	Main to Jackson".
---------	------	-------------------

(c) by adding to Section C (No Stopping 4:00 PM-6:00 PM) the following item, namely:-

"MacNab	West	Main to Jackson".
---------	------	-------------------

PASSED this 30th day of May, A.D. 1978.

[Signature]
City Clerk



[Signature]
Mayor

BY-LAW No. 78 - 154

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 24 (Parking Meter Locations) of By-law No. 66-100 To Regulate Traffic, passed on the 26th day of March, 1966 is hereby further amended by deleting from Section 3(a) (One Hour Limit) the following item, namely:-

"Earl East Barton to 140 ft. north",

and by adding thereto the following item, namely:-

"Earl East Barton to 135 ft. north".

2. Schedule 25 (Parking Time Limits) is hereby amended by adding to Section 8 (Two Hour Limit) the following items, namely:-

"Lanark	West	From 160 ft. north of Warrington to
		250 feet northerly
Jackson	North	From 60 ft. east of Queen to Hess".

3. Schedule 26 (No Parking Areas) is hereby amended;

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Jackson	North	Hess to Queen
Earl	East	80 ft. north of Barton to
		190 ft. north of Barton",

and by adding thereto the following items, namely:-

"Jackson	North	Queen to 60 ft. east
Arbour	Both	End to End
Homewood	North	Kent to 85 ft. east
Homewood	South	Kent to 95 ft. east
Upper Sherman	East	Concession to 50 ft. north".

(b) by deleting from Section B (Loading Zones) the following item, namely:-

"Bruceedale	North	19 ft.	30 ft. west of
			Upper James ",

and by adding thereto the following item, namely:-

"Bruceedale	North	45 ft.	30 ft. west of	Anytime".
			Upper James	

(c) by adding to Section C (No Parking 7:00 AM - 6:00 PM) the following item, namely:-

"Homewood	South	From 90 ft. west of Dundurn
		to 46 ft. westerly".

PASSED this 30th day of May, A.D. 1978.

City Clerk

Mayor

BY-LAW No. 78 - 155

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 24 (Parking Meter Locations) of By-law No. 66-100 To Regulate Traffic, passed on the 26th day of March, 1966 is hereby further amended by deleting from Section 3(a) (One Hour Limit) the following item, namely:-

"Earl East Barton to 140 ft. north",

and by adding thereto the following item, namely:-

"Earl East Barton to 135 ft. north".

2. Schedule 25 (Parking Time Limits) is hereby amended by adding to Section 8 (Two Hour Limit) the following items, namely:-

"Lanark	West	From 160 ft. north of Warrington to
		250 feet northerly
Jackson	North	From 60 ft. east of Queen to Hess".

3. Schedule 26 (No Parking Areas) is hereby amended;

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Jackson	North	Hess to Queen
Earl	East	80 ft. north of Barton to
		190 ft. north of Barton",

and by adding thereto the following items, namely:-

"Jackson	North	Queen to 60 ft. east
Arbour	Both	End to End
Homewood	North	Kent to 85 ft. east
Homewood	South	Kent to 95 ft. east
Upper Sherman	East	Concession to 50 ft. north".

(b) by deleting from Section B (Loading Zones) the following item, namely:-

"Bruceedale	North	19 ft.	30 ft. west of
			Upper James ",

and by adding thereto the following item, namely:-

"Bruceedale	North	45 ft.	30 ft. west of	Anytime".
			Upper James	

(c) by adding to Section C (No Parking 7:00 AM - 6:00 PM) the following item, namely:-

"Homewood	South	From 90 ft. west of Dundurn
		to 46 ft. westerly".

PASSED this 30th day of May, A.D. 1978.

City Clerk

Mayor

BY-LAW No. 78 - 156

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding thereto the following items, namely:-

"Thorndale Cres. (westerly branch)	Southbound	Sanders
Thorndale Cres. (easterly branch)	Southbound	Sanders
Norfolk	Northbound	Sanders
Thorndale	Northbound	Sanders
Binkley Cres. (westerly branch)	Southbound	Sanders
Binkley Cres. (easterly branch)	Southbound	Sanders
Hollywood	Northbound	Sanders
Cottrill	Northbound	Sanders".

2. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

"Thorndale Cres. (westerly branch)	Southbound	Sanders
Thorndale	Northbound	Sanders".

3. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following items, namely:-

"Wallace	West	McAnulty to 50 ft. north
Magnolia	West	LeClaire to 84 ft. south".

PASSED this 30th day of May, A.D. 1978.

E. A. Simpson
City Clerk

John A. MacDonald
Mayor



BY-LAW NO. 78 - 157

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 23 (Hamilton Street Railway Bus Stops) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended;

(a) by deleting from the Westbound Column of the Delaware-Main West-Rosedale Extension Table the following item, namely:-

"Dundonald at Cochrane",

and by adding thereto the following item, namely:-

"Dundonald at Malta (MB)".

(b) by deleting from the Westbound Column of the Delaware-West Hamilton-Rosedale Extension Table the following item, namely:-

"Dundonald at Cochrane",

and by adding thereto the following item, namely:-

"Dundonald at Malta (MB)".

2. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Cumberland
Eastbourne

South
West

Prospect to Cedar
Southerly end to 32 ft. north".

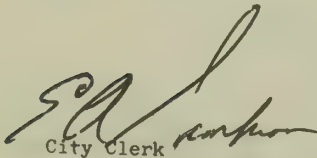
2. Schedule 26A (No Parking Areas) is hereby amended by deleting from Section C (No Parking 8:30 AM - 5:00 PM) the following item, namely:-

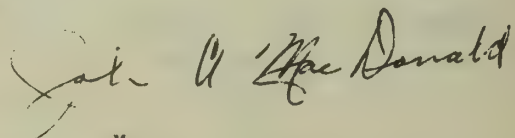
"East 16th

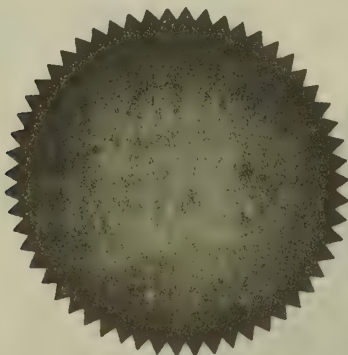
West

From 241 ft. north of Munn to
48 ft. northerly".

PASSED this 30th day of May A.D. 1978.


City Clerk


Mayor



BY-LAW NO. 78 - 158

TO SELL A PORTION OF BIRMINGHAM, LEEDS,
LANCASTER, MANCHESTER, SHEFFIELD
AND PLYMOUTH STREETS

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to sell the soil and freehold of a stopped-up highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton has passed:

- (a) By-law No. 73-62 to stop-up and retain Birmingham Street;
- (b) By-law No. 73-62 to stop-up and retain Leeds Street;
- (c) By-law No. 73-63 to stop-up and retain Lancaster Street;
- (d) By-law No. 78-59 to stop-up and retain Manchester Street;
- (e) By-law No. 73-140 to stop-up and retain Sheffield Street;
- (f) By-law No. 73-140 to stop-up and retain Plymouth Street;

AND WHEREAS it is deemed expedient to sell the parts of the highways described herein;

AND WHEREAS Notice of this by-law has been published as required by Section 446 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

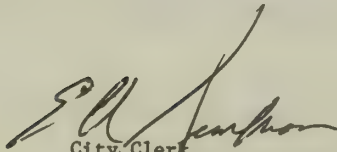
1. The portions of the stopped-up highways of Birmingham, Leeds, Lancaster, Manchester, Sheffield and Plymouth Streets described in Schedule "A", attached hereto, comprising approximately 109,442 square feet and estimated to have a value of approximately \$100,000.00 per acre, are hereby authorized to be sold to the Steel Company of Canada;
2. The Steel Company of Canada may purchase, within 60 days after the enactment of this by-law the said portions of stopped-up highways in consideration of the conveyance to The Corporation of the City of Hamilton of an equivalent area of land having approximately the same value as those

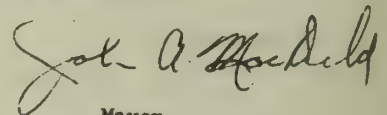
- 2 -

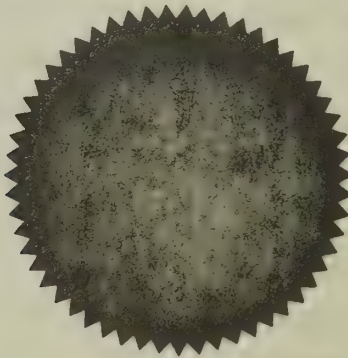
lands herein authorized to be sold to it, and, selected from those lands described in Schedule "B", attached hereto;

3. If The Steel Company of Canada does not purchase the said portions of highways within the said period of 60 days or such period as may be fixed by a subsequent by-law, the sale thereof may be authorized to any other person at the same or a greater price.

PASSED this 30th day of May, A.D. 1978


City Clerk


Mayor



SCHEDULE "A"

Description for By-law to authorize sale of parts of
Birmingham, Lancaster, Leeds, Manchester, Plymouth and
Sheffield Streets to Steel Co. of Canada

First:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Birmingham Street according to Brightside Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 453, the said part of Birmingham Street now closed by City of Hamilton By-law No. 73-62 dated February 27th, 1973 and registered in the said Land Registry Office as Inst. No. 283143 A.B., and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

Commencing at a point in the south eastern limit of Birmingham Street as closed, distant therein North $51^{\circ}11'40''$ East, Forty-one point zero feet (41.0') from the south west angle of Lot 40 Brightside Survey.

Thence North $51^{\circ}11'40''$ East continuing along the said south eastern limit of Birmingham Street, Two hundred and twenty-nine point nine three feet (229.93') more or less to the western limit of Leeds Street (now closed by City of Hamilton By-law No. 73-62 dated February 27th, 1973 and registered in the said Land Registry Office as Instrument No. 283143 A.B.);

Thence South $63^{\circ}35'15''$ West, One hundred and thirty-seven point one two feet (137.12');

Thence South $74^{\circ}17'30''$ West, Ninety-three point zero three feet (93.03') more or less to the north western limit of Birmingham Street;

Thence South $51^{\circ}11'40''$ West along the last mentioned limit, Thirty-eight point seven zero feet (38.70') more or less to a point in the said limit distant therein North $51^{\circ}11'40''$ East, Fifty-three point three four feet (53.34') from the most easterly angle of Lot 360 Brightside Survey;

Thence South $62^{\circ}00'20''$ East, Seventy-one point eight one feet (71.81') more or less to the point of commencement.

The above described parcel shown as Part 1 on Plan S.S. 1067 Surveys and containing by admeasurement 7690 square feet be the same more or less.

Secondly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Birmingham and Sheffield Streets according to Brightside Survey registered in the said Land Registry Office as Plan No. 453, the said part of Birmingham Street closed by the aforesaid City of Hamilton By-law 73-62, the said part of Sheffield Street closed by City of Hamilton By-law No. 73-140 dated April 24th, 1973 and registered in the said Land Registry Office as Inst. No. 289687 A.B., and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

- 2 -

Commencing at a point in the northern limit of Sheffield Street as closed, distant therein South $72^{\circ}25'20''$ East, Forty-four point seven seven feet (44.77') from the south west angle of Lot 74 Brightside Survey;

Thence South $81^{\circ}44'40''$ West, Two hundred and three point zero eight feet (203.08') more or less to the north western limit of Birmingham Street as closed;

Thence North $51^{\circ}11'40''$ East along the last mentioned limit, Fifty-three point one three feet (53.13');

Thence North $85^{\circ}24'50''$ East along the southern limit, of that portion of Birmingham Street closed by City of Hamilton By-law No. 7821, dated July 31, 1956 and registered in the said Land Registry Office as Instrument No. 1778, One hundred and seventeen point two nine feet (117.29') more or less to the said south west angle of Lot 74;

Thence South $72^{\circ}25'20''$ East along the said northern limit of Sheffield Street as closed, Forty-four point seven seven feet (44.77') to the point of commencement.

The above described parcel shown as Part 2 on Plan S.S. 1067 Surveys and containing by admeasurement 4310 square feet be the same more or less.

Thirdly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Leeds Street according to Brightside Survey registered in the said Land Registry Office as Plan No. 453, the said part of Leeds Street now closed by the said City of Hamilton By-law No. 73-62 dated February 27th, 1973 and registered in the said Land Registry Office as Instrument No. 283143 A.B., and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

Commencing at a point in the eastern limit of Leeds Street as closed distant therein North $17^{\circ}34'40''$ East Eleven point zero feet (11.0') from the south west angle of Lot 35 Brightside Survey.

Thence continuing North $17^{\circ}34'40''$ East along the said eastern limit of Leeds Street, Three hundred and twenty-one point five seven feet (321.57') more or less to the south eastern limit of Birmingham Street as closed.

Thence South $51^{\circ}11'40''$ West One hundred and nineteen point two one feet (119.21') more or less to the most northern angle of Lot 41 Brightside Survey.

Thence South $17^{\circ}34'40''$ West along the western limit of Leeds Street as closed, Two hundred and fourteen point nine one feet (214.91') more or less to a point therein distant North $17^{\circ}34'40''$ East Sixteen point zero feet (16.0') from the south east angle of Lot 36 Brightside Survey.

Thence South $66^{\circ}16'40''$ East Sixty-six point four zero feet (66.40') more or less to the point of commencement.

The above described parcel shown as Part 3 on Plan S.S. 1067 Surveys and containing by admeasurement 17,704 square feet be the same more or less.

- 3 -

Fourthly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lancaster Street according to Brightside Survey registered in the said Land Registry Office as Plan No. 453, the said part of Lancaster Street now closed by City of Hamilton By-law No. 73-63 dated February 27th, 1973 and registered in the said Land Registry Office as Instrument No. 283144 A.B., and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

Commencing at the south east angle of Lot 58 Brightside Survey.

Thence North $17^{\circ}34'40''$ East along the western limit of Lancaster Street as closed, Three hundred and seventy point two seven feet (270.27').

Thence North $73^{\circ}22'10''$ East, Seventy-nine point eight one feet (79.81') more or less to the eastern limit of Lancaster Street as closed.

Thence South $17^{\circ}34'40''$ West along the last mentioned limit, Four hundred and fifteen point one five feet (415.15') more or less to the south west angle of Lot 93 Brightside Survey.

Thence North $72^{\circ}25'20''$ West along the southern limit of Lancaster Street as closed by the said By-law No. 73-63, Sixty-six point zero feet (66.0') more or less to the point of commencement.

The above described parcel shown as Part 4 on Plan S.S. 1067 Surveys and containing by admeasurement 25,919 square feet be the same more or less.

Fifthly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Manchester Street according to Brightside Survey registered in the said Land Registry Office as Plan No. 453, the said part of Manchester Street now closed by City of Hamilton By-laws 10831 and _____ dated September 14th, 1965 and _____ and registered in the said Land Registry Office as Instrument No. 328365 H.L. and _____, and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

Commencing at a point in the western limit of Manchester Street as closed distant therein South $17^{\circ}34'40''$ West, Twenty-eight point zero feet (28.0') from the north east angle of Lot 195 Brightside Survey.

Thence continuing South $17^{\circ}34'40''$ West along the said western limit of Manchester Street, Four hundred and sixty-four point eight three feet (464.83') more or less to the north western limit of Plymouth Street as closed by City of Hamilton By-law No. 73-140 dated April 24th, 1973 and registered as Instrument No. 289687 A.B.

Thence North $62^{\circ}20'40''$ East, Ninety-three point seven two feet (93.72') more or less to the most southerly angle of Lot 253 Brightside Survey.

- 4 -

Thence North $17^{\circ}34'40''$ East along the eastern limit of Manchester Street as closed, Three hundred and ninety-eight point seven three feet (398.73') more or less to a point therein distant South $17^{\circ}34'40''$ West, Twenty-eight point zero feet (28.0') from the north west angle of Lot 239 Brightside Survey.

Thence North $72^{\circ}25'20''$ West, Sixty-six point zero feet (66.0') more or less to the point of commencement.

The above described parcel shown as Part 5 on Plan S.S. 1067 Surveys containing by admeasurement 28,497 square feet be the same more or less.

Sixthly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Plymouth Street according to Brightside Survey registered in the said Land Registry Office as Plan No. 453, and part of Plymouth Street as widened by City of Hamilton By-law No. 3790 dated February 25th, 1930 and registered in the said Land Registry Office as Instrument No. 952 (the said widened portion of Plymouth Street being formerly part of Lot 6 Broken Front Concession, Township of Barton), the said parts of Plymouth Street now closed by City of Hamilton By-laws Nos. 10831 and 73-140 dated September 14th, 1965 and April 24th 1973 respectively and registered in the said Land Registry Office as Instrument Nos. 328365 H.L. and 289687 A.B., and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

Commencing at the most southerly angle of Lot 173 Brightside Survey.

Thence North $62^{\circ}20'40''$ East along the north western limit of Plymouth Street and its production, Three hundred and seventy-seven point six seven feet (377.67') more or less to the most southerly angle of Lot 253 Brightside Survey.

Thence South $17^{\circ}34'40''$ West along the western limit of that portion of Plymouth Street closed by City of Hamilton By-law No. 10686 dated 30th March 1965 and registered as Instrument No. 308202 H.L., One hundred and twenty-two point one two feet (122.12') more or less to the south eastern limit of Plymouth Street as widened by the aforesaid By-law No. 3790.

Thence South $62^{\circ}20'40''$ West along the last mentioned limit, Two hundred and eleven point two seven feet (211.27') more or less to the northern limit of Burlington Street (road allowance between Broken Front and First Concession, Township of Barton).

Thence North $70^{\circ}22'$ West, One hundred and seventeen point zero four feet (117.04') more or less to the point of commencement.

The above described parcel being shown as Parts 6, 7, 8, 9 and 10 on Plan S.S. 1067 Surveys hereto attached and containing by admeasurement 25,322 square feet be the same more or less.

Subject to an easement in perpetuity in favour of the Regional Municipality of Hamilton-Wentworth in, over, along and upon part of the aforesaid Plymouth Street for the purpose of installing, maintaining, repairing, altering or replacing the existing box sewer and force main, said easement being more particularly described as follows:-

Commencing at the most southerly angle of Lot 173 Brightside Survey.

Cont'd.....

- 5 -

Thence North $62^{\circ}20'40''$ East along the north western limit of Plymouth Street, One hundred and ninety-six point eight two feet (196.82').

Thence South $27^{\circ}39'20''$ East, Thirty point six zero feet (30.60').

Thence North $62^{\circ}20'40''$ East parallel to the north western limit of Plymouth Street, One hundred and fifty point zero feet (150.0') to the western limit of that portion of Plymouth Street closed by the said By-law 10686.

Thence South $17^{\circ}34'40''$ West along the last mentioned limit Fifty-six point eight zero feet (56.80').

Thence South $62^{\circ}20'40''$ West parallel to the said north western limit of Plymouth Street, Two hundred and forty-one point zero one feet (241.01') more or less to the southern limit of Plymouth Street as closed by By-law No. 73-140.

Thence North $70^{\circ}22'$ West along the last mentioned limit, Ninety-six point zero seven feet (96.07') more or less to the point of commencement.

The above described easement being shown as Parts 8 and 10 on Plan S.S. 1067 Surveys and containing by admeasurement 16,777 square feet be the same more or less.

Subject also to an easement in favour of Bell Canada in, over, along and upon part of the aforesaid Plymouth Street for the purpose of installing, maintaining, repairing, altering or replacing the existing buried services, said easement being more particularly described as follows:-

Commencing at the most southerly angle of Lot 173 Brightside Survey.

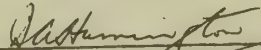
Thence North $62^{\circ}20'40''$ East along the north western limit of Plymouth Street, Thirteen point six one feet (13.61').

Thence South $70^{\circ}22'$ East, One hundred and seventeen point zero four feet, (117.04') more or less to the south eastern limit of Plymouth Street.

Thence South $62^{\circ}20'40''$ West along the said south eastern limit of Plymouth Street, Thirteen point six one feet (13.61') more or less to the northern limit of Burlington Street (road allowance between Broken Front and First Concession).

Thence North $70^{\circ}22'$ West along the southern limit of Plymouth Street as closed by the said By-law 73-140 One hundred and seventeen point zero four feet (117.04') more or less to the point of commencement.

The above described easement being shown as Parts 8 and 9 on Plan S.S. 1067 Surveys and containing by admeasurement 1171 square feet be the same more or less.



D. A. Harrington,
Ontario Land Surveyor

Department of Engineering
30 December 1977
DAH:js

SCHEDULE "B"

REVISED DESCRIPTION
STEEL CO. OF CANADA TO CITY OF HAMILTON
LANDS ADJACENT TO INDUSTRIAL DRIVE
TO BE PURCHASED AND LEASED BACK

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 6 Broken Front Concession, Township of Barton and part of Lots 239, 240, 263, 264, 289, 290 and 294, part of Bradford Street and Plymouth Street (both now closed by City of Hamilton By-law No. 10686 dated March 30th, 1965, and registered in the Land Registry Office for the Registry Division of Wentworth as Instrument No. 308202 H.L.), all according to Brightside Survey registered in the said Land Registry Office as Plan No. 453 and which said parcel may be more particularly described as follows: -

Premising that all bearings used herein are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

Commencing at a point in the western limit of the said Lot 239 Brightside Survey, distant therein South $17^{\circ}34'40''$ West, Three point four seven feet (3.47') from the north west angle thereof.

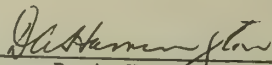
Thence South $70^{\circ}27'15''$ East, Nine hundred and thirteen point four six feet (913.46').

Thence South $19^{\circ}32'45''$ West, Twenty point zero feet (20.0').

Thence North $70^{\circ}27'15''$ West, Nine hundred and twelve point seven seven feet (912.77') more or less to the aforesaid western limit of Lot 239.

Thence North $17^{\circ}34'40''$ East along the last mentioned limit, Twenty point zero one feet (20.01') more or less to the point of commencement.

The above described parcel containing by admeasurement Zero point four one nine acres (0.419) be the same more or less and being shown outlined in green on print of Plan No. P-522 Surveys hereto attached.



D. A. Harrington
Ontario Land Surveyor

City Engineering Department
3 January 1978
DAH:jk

Cont'd.....
1 of 8

REVISED DESCRIPTION
STEEL CO. OF CANADA TO CITY OF HAMILTON
INDUSTRIAL DRIVE

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 121, 147, 196, 238, 239, 264, 265, 288, 289, 294, 295, 296, 297 and 298, part of Gage Avenue (now closed by City of Hamilton By-law No. 7821 dated July 31st, 1956, and registered in the Land Registry Office for the Registry Division of Wentworth as Instrument No. 1778), part of Manchester Street (now closed by City of Hamilton By-law No. 7775 dated April 24th, 1956, and registered in the said Land Registry Office as Instrument No. 1758), parts of Bradford Street (now closed by City of Hamilton By-laws Nos. 7775 and 10686 dated respectively April 24th, 1956, and March 30th, 1965, and registered in the said Land Registry Office as Instrument Nos. 1758 and 308202 H.L.), parts of Plymouth Street (now closed by City of Hamilton By-law No. 9018 dated May 31st, 1960 and amended by By-law 9310 dated April 11th, 1961, and by City of Hamilton By-law 10686 dated March 30th, 1965, registered in the said Land Registry Office as Instrument Nos. 128541 H.L., 160159 H.L., 308202 H.L.) and all of Sheffield Street as closed by the aforesaid By-law 10686, all foregoing lots and streets being according to Brightside Survey registered in the said Land Registry Office as Plan No. 453, and part of Lots 5 and 6 in the Broken Front Concession of the Township of Barton and which said parcel may be more particularly described as follows: -

Premising that all bearings used herein are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

Commencing at a point in the southern limit of Lot 121 Brightside Survey distant therein North $72^{\circ}25'20''$ West, Forty point zero feet (40.0') from the south east angle thereof.

Thence South $72^{\circ}25'20''$ East along the northern limit of Sheffield Street as closed by City of Hamilton By-law No. 73-140 dated April 24th, 1973, and registered in the said Land Registry Office as Instrument No. 289687 A.B., Three hundred and seventy one point eight six feet (371.86') more or less to the south west angle of Lot 238 Brightside Survey.

Thence South $17^{\circ}34'40''$ West, Sixty-nine point four seven feet (69.47') more or less to a point in the western limit of Lot 239 Brightside Survey distant therein South $17^{\circ}34'40''$ West, Three point four seven feet (3.47') from the north-west angle thereof.

Thence South $70^{\circ}27'15''$ East, Nine hundred and thirteen point four six feet (913.46').

Thence South $19^{\circ}32'45''$ West, Seven point zero feet (7.0').

Thence South $70^{\circ}28'$ East, One hundred and nineteen point four one feet (119.41').

Thence South $28^{\circ}43'40''$ East, Twenty-five point one one feet (25.11') more or less to the western limit of Depew Street as established by City of Hamilton By-law No. 2753 dated December 21st, 1922, and registered as Instrument No. 724.

Thence South $72^{\circ}29'30''$ East, One thousand three hundred and thirty point zero feet (1330.0').

- 2 -

Thence South $35^{\circ}01'30''$ West, One hundred and fifty point three three feet (150.33').

Thence South $70^{\circ}32'45''$ East, Ninety-seven point zero feet (97.0') more or less to a point in the western limit of Ottawa Street (road allowance between Lots 4 and 5 Township of Barton) distant therein North $16^{\circ}52'30''$ East, Five hundred and eighty point three three feet (580.33') from the northern limit of Burlington Street (road allowance between Broken Front and 1st Concessions).

Thence North $16^{\circ}52'30''$ East along the said western limit of Ottawa Street, Two hundred and twenty two point seven two feet (222.72').

Thence North $70^{\circ}28'$ West, Fifty-five point zero feet (55.0').

Thence South $16^{\circ}52'30''$ West parallel to the said western limit of Ottawa Street, Thirty point zero feet (30.0').

Thence North $70^{\circ}28'$ West, Five hundred and seventy-eight point four zero feet (578.40').

Thence North $66^{\circ}39'10''$ West, One hundred and fifty point three three feet (150.33').

Thence North $70^{\circ}28'$ West, Six hundred and forty-four point zero feet (644.0').

Thence North $68^{\circ}20'20''$ West, Five hundred and fourteen point nine two feet (514.92') to a point in the interior of Lot 298 Brightside Survey.

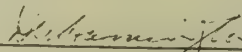
Thence South $19^{\circ}32'45''$ West, Eleven point zero feet (11.0').

Thence North $72^{\circ}45'$ West, Four hundred and eighty-eight point two one feet (488.21') more or less to a point in the southern limit of Lot 238 Brightside Survey distant therein South $72^{\circ}25'20''$ East, One point four two feet (1.42') from the south west angle thereof.

Thence North $19^{\circ}32'45''$ East, Fifteen point five five feet (15.55').

Thence North $74^{\circ}48'05''$ West, Three hundred and seventy-four point one three feet (374.13') more or less to the point of commencement.

The above described parcel containing by admeasurement Four point eight zero eight acres (4.808) be the same more or less and being shown outlined in red on print of Plan No. P-522 Surveys hereto attached.



D. A. Harrington
Ontario Land Surveyor

City Engineering Department
4 January 1978
DAH:jk

STEEL CO. OF CANADA (ROYAL TRUST CO.) TO
CITY OF HAMILTON - INDUSTRIAL DRIVE

First:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 194 and 195 according to Brightside Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 453, and which said parcel may be more particularly described as follows: -

Premising that all bearings herein are astronomic and are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian 79°30' West Longitude.

Commencing at the north east angle of Lot 195 aforesaid.

Thence South 17°34'40" West along the western limit of Manchester Street as closed by City of Hamilton By-law No. 78- dated and registered in the said Land Registry Office as Instrument No. , Twenty-eight point zero (28.0') feet.

Thence North 64°27' West, One hundred point eight nine feet (100.89') more or less to a point in the western limit of Lot 195 distant therein South 17°34'40" West, Fourteen point zero (14.0') feet from the north west angle thereof.

Thence South 72°25'20" East along the northern limit of Lot 195, being also the southern limit of Sheffield Street as closed by City of Hamilton By-law No. 73-140 dated April 24th, 1973, and registered in the said Land Registry Office as Instrument No. 289687 A.B., (99.96') Ninety-nine point nine six feet more or less to the point of commencement.

Secondly:-

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 69, 70 and 71 according to the aforesaid Brightside Survey, Registered Plan No. 453, and which said parcel may be more particularly described as follows: -

Premising that all bearings herein are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian 79°30' West Longitude.

Commencing at the most northerly angle of Lot 71, being the intersection of the western limit of Lancaster Street, now closed by City of Hamilton By-law No. 73-63 dated February 27th, 1973, and registered in the said Land Registry Office as Instrument No. 283144 A.B., with the south eastern limit of Birmingham Street, now closed by City of Hamilton By-law No. 73-62 dated February 27th, 1973, and registered in the said Land Registry Office as Instrument No. 283143 A.B.

Thence South 17°34'30" West along the said western limit of Lancaster Street as closed, Sixty-two point eight one (62.81') feet.

Thence North 73°22'10" West, Forty-eight point three seven (48.37') feet.

Thence South 58°51'50" West, Ninety point five one feet (90.51') more or less to the southern limit of Lot 69 Brightside Survey.

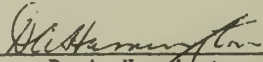
Continued

- 2 -

Thence North $72^{\circ}25'30''$ West along the said southern limit of Lot 69, Five point three two (5.32') feet more or less to the south west angle thereof.

Thence North $51^{\circ}11'40''$ East along the said south eastern limit of Birmingham Street as closed, One hundred and eighty-nine point three seven (189.37') feet more or less to the point of commencement.

The above described parcels containing by admeasurement respectively, 2099 and 3103 square feet be the same more or less and shown outlined in red on Plan N.S. 1702 and 1693 Surveys hereto attached.


D. A. Harrington
Ontario Land Surveyor

City Engineering Department
3 January 1978
DAH:jk

Steel Co. of Canada (Royal Trust Co.) to City of Hamilton -
Industrial Drive

All and singular that certain parcel or tract of lands and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 77 according to Brightside Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 453 and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are derived from the Ontario Co-ordinate System, Zone 10, Central Meridian $79^{\circ}30'$ West Longitude.

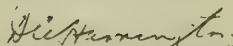
Commencing at the north west angle of Lot 77.

Thence South $72^{\circ}25'20''$ East along the northern limit of Lot 77, Twenty-three point seven five feet (23.75').

Thence South $84^{\circ}44'40''$ West Twenty-five point seven seven feet (25.77') more or less to the western limit of Lot 77.

Thence North $17^{\circ}34'40''$ East along the western limit of Lot 77, being also the eastern limit of Lancaster Street (now closed by City of Hamilton By-law No. 73-63 dated February 27th, 1973 and registered as Instrument No. 283144 A.B.), Ten point zero feet (10.0') more or less to the point of commencement.

The above described parcel being shown outlined on red on Plan N.S. 1694 Surveys and containing by admeasurement 119 square feet be the same more or less.



D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
7 April 1978
DAH:js

Steel Company of Canada to City of Hamilton
Burlington Street - Industrial Drive

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, Province of Ontario and being composed of all of Lot 356 and part of Lots 332 to 354 inclusive all according to Brightside Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 453, and part of Lot 7 Broken Front Concession of the Township of Barton and which said parcel may be more particularly described as follows:-

Premising that the bearings herein are referred to the Ontario Co-ordinate System, Zone 10, Central Meridian 79°30' West Longitude.

Commencing at the most southerly angle of Lot 354 Brightside Survey.

Thence North 51°11'40" East along the north western limit of Birmingham Street, (now closed by City of Hamilton By-law No. 73-62 dated February 27th, 1973 and registered as Instrument No. 283143 A.B.), five hundred and fifty-two point six five feet (552.65').

Thence South 61°48'10" West, fifty point nine two feet (50.92').

Thence South 53°52'10" West, one hundred and ninety-nine point zero feet (199.0') to the beginning of a curve to the right having a radius of six hundred and thirty-six point five seven feet (636.57').

Thence south westerly along the arc of the said curve five hundred and ninety-eight point three eight feet (598.38') to the end of the curve, the chord of the said arc having a length of five hundred and seventy-six point five nine feet (576.59') and a bearing of South 80°47'55" West.

Thence North 72°16'20" West tangent to the last mentioned curve, two hundred and fifty-two point six three feet (252.63') to the beginning of a curve to the right having a radius of forty point zero feet (40.0').

Thence northerly along the arc of the last mentioned curve sixty-two point five six feet (62.56') to the end of the curve, the chord of the said arc having a length of fifty-six point three eight feet (56.38') and a bearing of North 27°27'50" West.

Thence North 17°20'40" East tangent to the last mentioned curve, twenty-one point one eight feet (21.18').

Thence North 72°39'20" West, twenty-five point zero feet (25.0') more or less to a line drawn parallel to and distant fifty point zero feet (50.0') measured easterly at right angles to the division line between Lots 7 and 8, Township of Barton, the said line being also the eastern limit of a private road known as Wilcox Street.

Thence South 17°20'40" West parallel to the said division line between Lots 7 and 8 to and along a limit of Burlington Street as defined in City of Hamilton By-law No. 8531, dated December 29th, 1959, and registered as Instrument No. 114011 H.L., to the beginning of a curve to the left having a radius of ninety-eight point four four feet (98.44').

Thence South easterly continuing along the said limit of Burlington Street along the arc of the last mentioned curve One hundred and twenty-one point seven zero feet (121.70') to the end of the curve, the chord of the said arc having a length of one hundred and fourteen point one zero feet (114.10') and a bearing of South 18°04'50" East.

- 2 -

Thence South $53^{\circ}30'20''$ East continuing along the said limit of Burlington Street and being tangent to the last mentioned curve, five point zero feet (5.0').

Thence South $70^{\circ}30'20''$ East, four hundred and thirty-six point four three feet (436.43') more or less to the north-western limit of Lot 360 Brightside Survey.

Thence North $51^{\circ}11'40''$ East along the north-western limits of Lots 360, 359, 358 and 357 Brightside Survey, one hundred and twelve point four four feet (112.44') to the most northerly angle of Lot 357.

Thence South $38^{\circ}48'20''$ East along the north-eastern limit of Lot 357, ninety-nine point zero feet (99.0') more or less to the most southerly angle thereof.

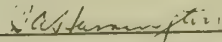
Thence North $51^{\circ}11'40''$ East along the said north-western limit of Birmingham Street, as closed, twenty-five point zero feet (25.0') more or less to the most easterly angle of Lot 356 Brightside Survey.

Thence North $38^{\circ}48'20''$ West along the north-eastern limit of Lot 356, ninety-nine point zero feet (99.0') more or less to the most northerly angle thereof.

Thence North $51^{\circ}11'40''$ East along the north-western limit of Lot 355, twenty-five point zero feet (25.0') more or less to the most northerly angle thereof.

Thence South $38^{\circ}48'20''$ East along the north-eastern limit of Lot 355, ninety-nine point zero feet (99.0') more or less to the point of commencement.

The above described parcel being shown outlined in red on print of Plan No. S.S. 824 Surveys revised March 1st, 1973, and containing by admeasurement, one point five three eight acres (1.538) be the same more or less.



D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
6 April 1978
DAH:jb

The Corporation of the City of Hamilton

BY-LAW NO. 78- 159

To Authorize:

An Additional Expenditure
of \$3,400,000.00

Respecting:

THE TRADE AND CONVENTION CENTRE

WHEREAS The Ontario Municipal Board by Order dated the 5th day of September, 1975 (File No. E 75443) approved,

- (a) the construction of a Trade and Convention Centre at an estimated cost of \$13,300,000.00 and the borrowing of money therefor, and
- (b) the issuance of the necessary debentures by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation

AND WHEREAS The Ontario Municipal Board by Order dated the 16th day of May, 1978, approved,

- (c) an additional expenditure of \$3,400,000.00 covering an additional estimated cost of this amount, and the borrowing of money by way of temporary advances not exceeding in the aggregate such additional estimated cost pending the sale of the debentures, and
- (d) the issuance of additional debentures in the amount of \$1,400,000.00 by the Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation

and declared and directed that the assent of the electors of the applicant corporation shall not be required;

AND WHEREAS By-law No. 75-267, passed on the 30th day of September, 1975 implemented the Order of The Ontario Municipal Board dated the 5th day of September, 1975;

AND WHEREAS it is intended herein to implement the Order of The Ontario Municipal Board dated the 16th day of May, 1978.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 75-267, passed on the 30th day of September, 1975 is amended by striking out "\$13,300,000.00" in the third line and inserting in lieu thereof "\$16,700,000.00".
2. Section 2 of By-law No. 75-267 is amended by striking out "\$8,800,000.00" and inserting in lieu thereof "\$10,200,000.00".

- 2 -

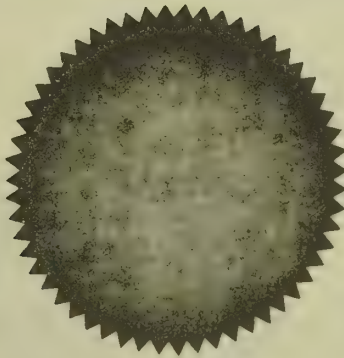
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the Order of The Ontario Municipal Board dated the 16th day of May, 1978.

PASSED this 30th day of May, A.D.1978


City Clerk


Mayor

(1978) 15 R.B.C. March 28



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 160

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 1571 and 1563 MAIN STREET WEST

WHEREAS it is intended to change the zoning of the lands herein-after referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-46 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "J" (Light and Limited Heavy Industry, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land, comprised of Block 1

the extent and boundaries of which are shown as Block 1 on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the lands shown as Block 1 and Block 2 on schedule "A", are amended to the extent only of the following variances as special requirements:

1. A restaurant shall be permitted after the date of the passing of this by-law.
2. The land shall be subject to section 19C of By-law No. 6593.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "H" District provisions,

subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-583".

5. Sheet No. W-46 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, "S-583".

05/30/78

6. Section 2 of By-law No. 69-231 shall not apply to the land comprised in Block 2 shown on schedule "A" to this by-law.

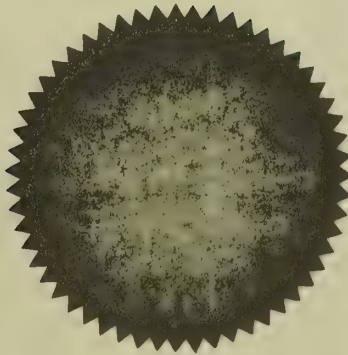
7. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

8. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

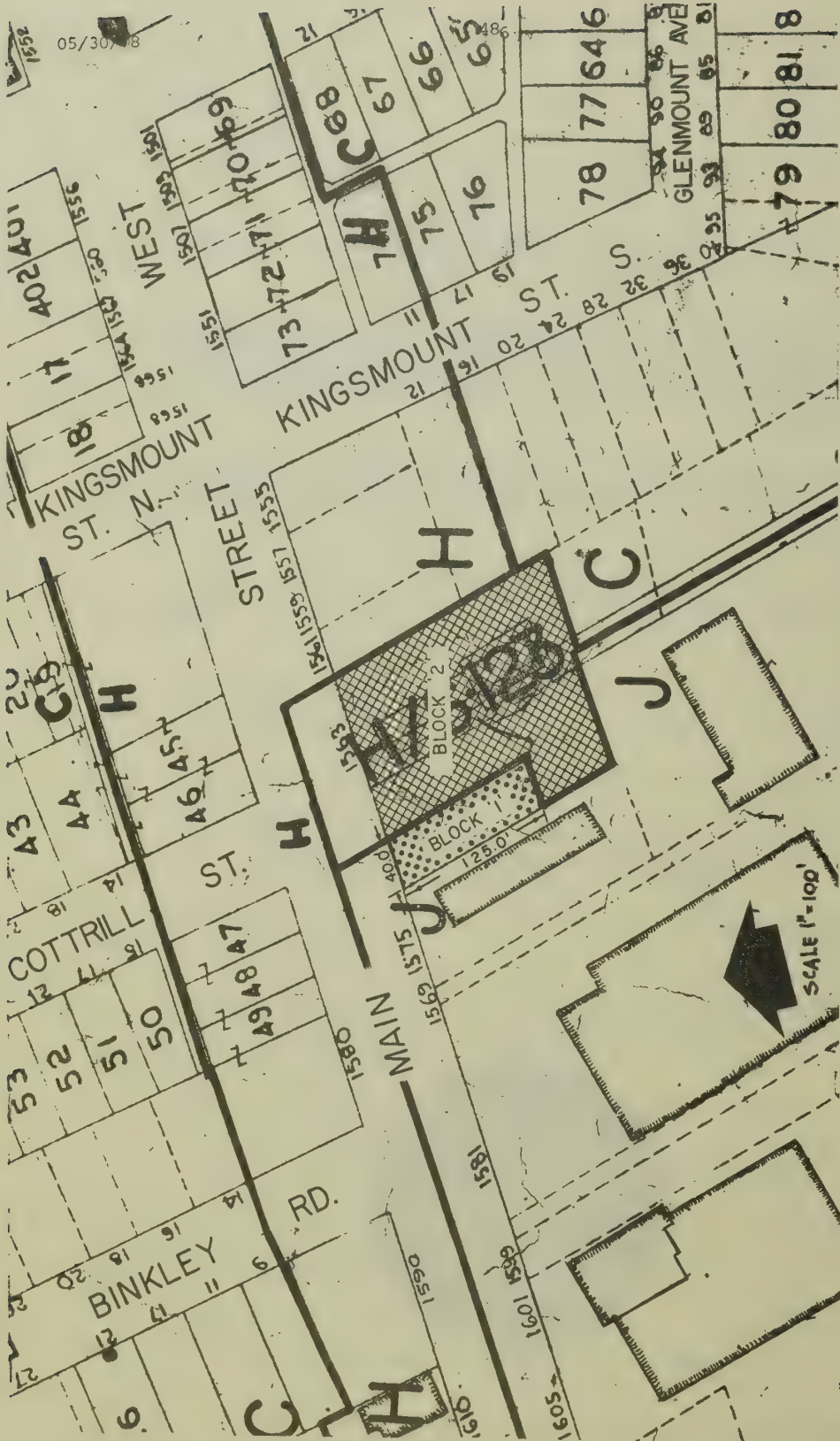
PASSED this 30th day of May, 1978.


City Clerk

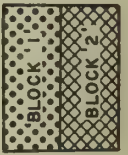

Mayor



05/30/78



Lands to be regulated by By-law No. 78-



LEGEND

Lands on part of Sheet No. W-46 of the Zoning District Maps to be re-zoned from "J" (Light and Limited Heavy Industry, etc.) District to "H" (Community Shopping and Commercial, etc.) District.



Bill No. 161

This is Schedule "A" to By-law No. 78-160 passed the 30th day of May, 1978

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BILL NO. 162

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 78- 161

TO EXPROPRIATE A CERTAIN PARCEL OF LAND
FOR RE-DEVELOPMENT

As Section 22, subsection 2, of The Planning Act, R.S.O. 1970, Chapter 345, as amended, provides that a municipality that has an Official Plan may pass by-laws with the approval of the Minister to designate areas of the municipality within such Official Plan as Redevelopment Areas;

AND AS The Corporation of the City of Hamilton has an Official Plan and did with the approval of the Minister, enact By-laws 74-289 and 77-229 to designate an area of the municipality as the Kirkendall-Strathcona Neighbourhood Redevelopment Area;

AND AS the lands described in Schedule "A" attached hereto are wholly situate within the said Redevelopment Area;

AND AS subsection 3 of the said Section 22 provides that a municipality which has so designated a Redevelopment Area may with the approval of the Minister, -

- (a) acquire land within the redevelopment area;
- (b) hold land acquired before or after the passing of the by-law within the redevelopment area; and
- (c) clear, grade or otherwise prepare the land for redevelopment.

AND AS on May 18, 1976 the Minister did approve the acquisition of lands by the Municipality within the Redevelopment Area;

AND AS the herein acquisition will be funded partially by the Province of Ontario and the Federal Government pursuant to the Neighbourhood Improvement Programme and by the current revenue of the City and funds borrowed as approved by the Ontario Municipal Board on April 22, 1975, as set out in By-law 75-151 and therefore the approval of the Ontario Municipal Board Sections 63 and 64 of The Ontario Municipal Board Act, R.S.O. 1970, Chapter 323, is not required;

AND AS Section 336 of The Municipal Act, R.S.O. 1970, Chapter 284 states that the Council of a municipality may pass by-laws for acquiring or expropriating any land required for the purposes of the Corporation;

AND AS The Corporation of the City of Hamilton, as expropriating authority, did authorize, on December 13, 1977 in adopting Item 3 of the 55 Report of Board of Control, application to the Council of The Corporation of the City of Hamilton, as approving authority, for approval of the expropriation of the lands described in Schedule "A" attached hereto;

AND AS Notices of the said application as required under The Expropriations Act have been duly served upon those entitled;

- 2 -

AND AS The Corporation of the City of Hamilton has received no request for an Inquiry Hearing as allowed under The Expropriations Act;

AND AS The Corporation of the City of Hamilton as expropriating authority, did publish notice of the said application in The Spectator, a newspaper having general circulation in the City of Hamilton in accordance with the said Expropriations Act;

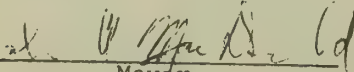
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

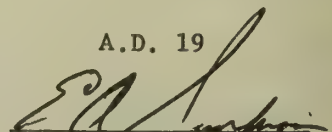
1. As approving authority under the said Expropriations Act, the application for approval to expropriate the lands described in Schedule "A" attached hereto made by The Corporation of the City of Hamilton, as expropriating authority, be and is hereby granted.
2. As expropriating authority under the said Expropriations Act, the Corporation of the City of Hamilton hereby expropriates the lands described in the said Schedule "A" attached hereto for redevelopment.
3. That the City Clerk and the proper officers of the Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this by-law and this authority shall include the taking of all necessary proceedings to enter and take possession of the lands herein expropriated.

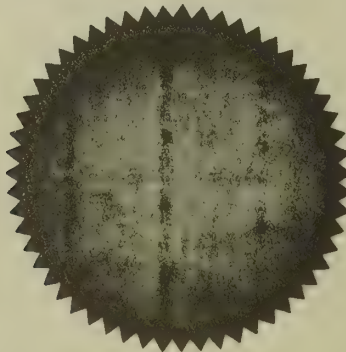
PASSED this 30th day of

May,

A.D. 19


Mayor


City Clerk



SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Lot 2 according to Thomas Stinson Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 227 and which said parcels may be more particularly described as all of Parts 4, 5 and 6 according to a Reference Plan received and deposited in the said Land Registry Office on July 21st, 1977 as Plan 62R-3674.

The Corporation of the City of Hamilton

BY-LAW NO. 78-162

To Authorize:

CLEARING OF THE PREMISES LOCATED AT
MUNICIPAL NO. 385 AVONDALE AVENUE
OF DOMESTIC AND INDUSTRIAL WASTE

WHEREAS by Notices dated May 31, 1976 and November 25, 1977 to the owner of the land located at municipal number 385 Avondale Avenue, clearing of the land of domestic and industrial waste was required;

AND WHEREAS the owner was convicted respectively on June 10, 1977 and February 10, 1978 for failing to keep the said premises free and clear of domestic waste of any kind or industrial waste of any kind, contrary to section 2 of By-law No. 68-360, passed on November 28, 1968;

AND WHEREAS the land has not yet been cleared of the domestic waste or industrial waste;

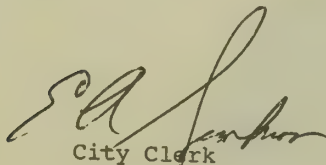
AND WHEREAS pursuant to section 11 of By-law No. 68-360 where the owner has failed to cease using the land for the dumping or disposal of domestic waste or industrial waste and has failed to prevent use of the land for such purpose, the Building Commissioner may cause the work to be done at the expense of the owner and in accordance with section 11a, the City of Hamilton may recover the expenses incurred in the doing of the work in like manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is authorized and directed to provide for the clearing of the land more particularly described in schedule "A" hereto annexed, of domestic waste of any kind or industrial waste of any kind or both domestic and industrial waste of any kind.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collectors roll and shall be collected in the same manner as municipal taxes.

PASSED this 30th day of May, A.D. 1978.


City Clerk


Mayor

(1978) R.B.C. May 30



SCHEDULE "A"

TO BY-LAW NO. 78- 162

MUNICIPAL ADDRESS: 385 Avondale Avenue

Legal Description:

All and Singular that certain parcel or tract of land and premises situate lying and being in the City of Hamilton, in the County of Wentworth, and being composed of Lot 29 in the plan of Avondale Survey, being part of Lot Number 6, in the First Concession of the Township of Barton, now in the City of Hamilton, made for Henry S. Moore, and registered in the Registry Office for the County of Wentworth on the 25th day of May, 1911, as Number 481 as set out in Instrument No. 343278 A.B. registered in the Registry Division of Wentworth (62) as of July 3, 1974 in the Registry Office at Hamilton.

05/30/78

492

Bill No. 164

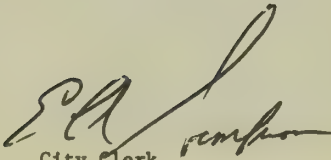
BY-LAW NO. 78- 163

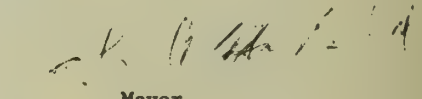
To Appoint a Member of the Hydro-Electric Commission
of the City of Hamilton

The Council of The Corporation of the City of Hamilton enacts as
follows:-

1. Mr. William Scandlan is hereby appointed a member of The Hydro-Electric Commission of the City of Hamilton and shall hold office for the remainder of the term of William J. Foley (who has resigned) or until his successor is appointed, pursuant to the provisions of subsection (2) of section 108 of The Power Commission Act, R.S.O. 1970.

PASSED this 30th day of May , A.D., 1978.


City Clerk.


Mayor.

BY-LAW NO. 78-164

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF MAY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

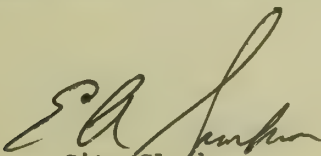
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

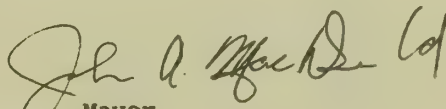
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

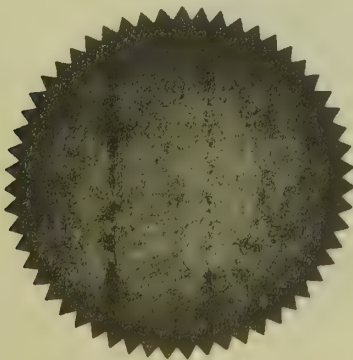
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of May, A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78- 165

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 1ST DAY OF JUNE A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

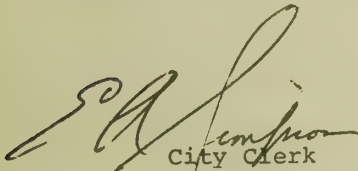
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

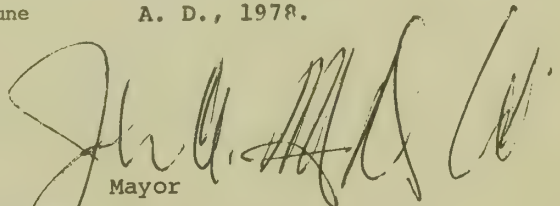
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

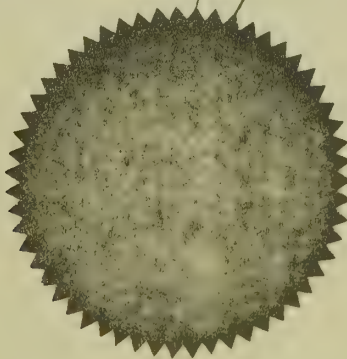
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 1st day of June A. D., 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 166

To Repeal:

BY-LAW NO. 77-262

THE "K" (HEAVY INDUSTRY, ETC.) DISTRICT

WHEREAS By-law No. 77-262 established a restriction on the industrial use of residential land in the "K" (Heavy Industry, etc.) district located north of Barton Street;

AND WHEREAS By-law No. 78-102 exempted certain premises located at Municipal Number 82 Niagara Street from By-law No. 77-262;

AND WHEREAS By-law No. 78-134 exempted certain premises located at Municipal Number 5 Depew Street from By-law No. 77-262;

AND WHEREAS it is intended to replace By-law No. 77-262 by a comprehensive by-law that has the effect of prohibiting "K" (Heavy Industry, etc.) district uses from lands occupied by residential uses as at the date of the passing of the said by-law;

AND WHEREAS section 3 of the 14th Report of the Planning and Development Committee, adopted by City Council on April 25, 1978, authorized the repeal of By-law No. 77-262;

AND WHEREAS it is also necessary to repeal By-laws Nos. 78-102 and 78-134;

AND WHEREAS no application has been made to the Ontario Municipal Board for approval of the aforesaid by-laws;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 77-262, passed on the 25th day of October, 1977, is repealed.
2. By-law No. 78-102, passed on the 28th day of March, 1978, is repealed.
3. By-law No. 78-134, passed on the 9th day of March, 1978, is repealed.

PASSED this 28th day of June 1978.

S. A. [Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-167

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE AREA NORTH OF BARTON STREET 'EAST
BETWEEN VICTORIA AVENUE AND HILLYARD STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "K" District provisions applicable to the lands, the extent and boundaries of which are shown on plans hereto annexed as schedules "A", "A1" and "A2", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding subsection 1 of section 17 of By-law No. 6593, passed on the 25th day of July, 1950, no building or structure shall be erected, altered, extended or enlarged nor shall any building or structure or part thereof be used for any of the uses mentioned in subsection 1 of section 17 on land that is used for a residential purpose on the date of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "K" District provisions,

subject to the special requirement referred to in section 1.

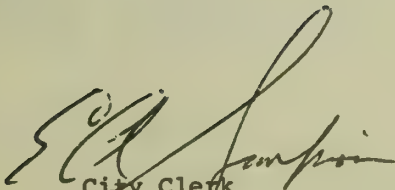
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-582".

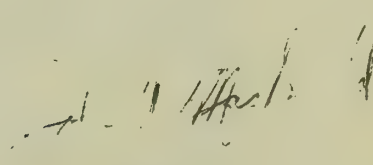
4. Sheets Nos. E-11, E-12 and E-20 of the District Maps are amended by marking the lands referred to in section 1 of this by-law, "S-582".

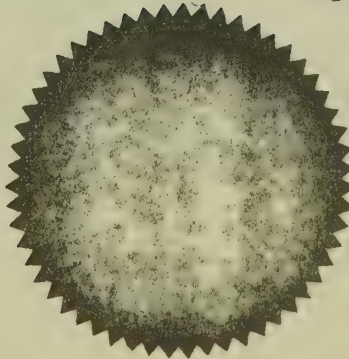
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

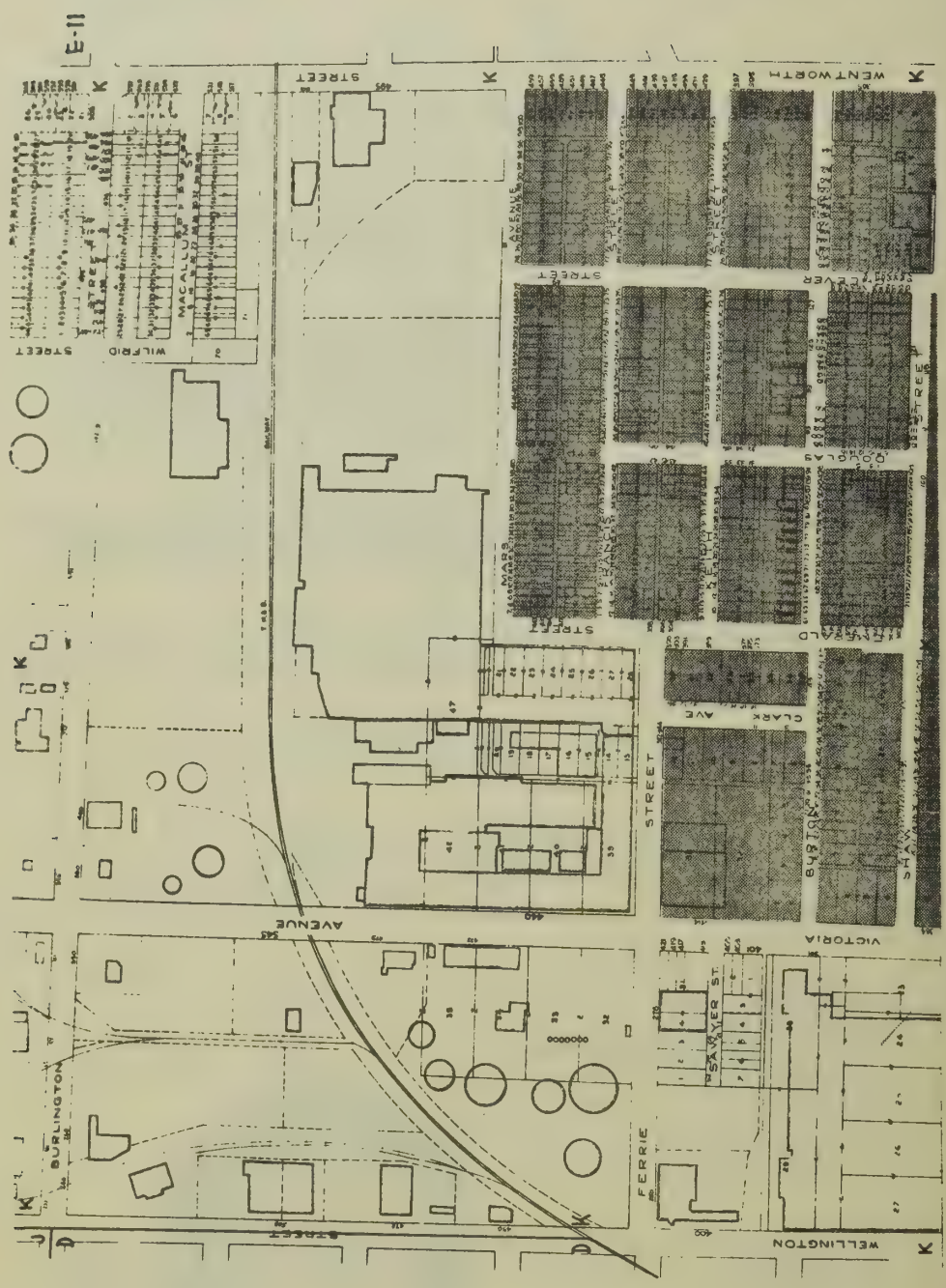
6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor





LEGEND

Lands on Sheet No. E-11 of The Zoning District Maps to be regulated by By-law No. 78-167

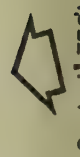
Bill No. 167

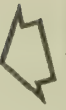
This is Schedule "A" to By-law No.78-167 passed the 28th day of June, 1978

E. A. Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. MacDonald
Mayor





Lands on Sheet No. E-12 of The Zoning District Maps to be regulated by By-law No. 78-167

LEGEND

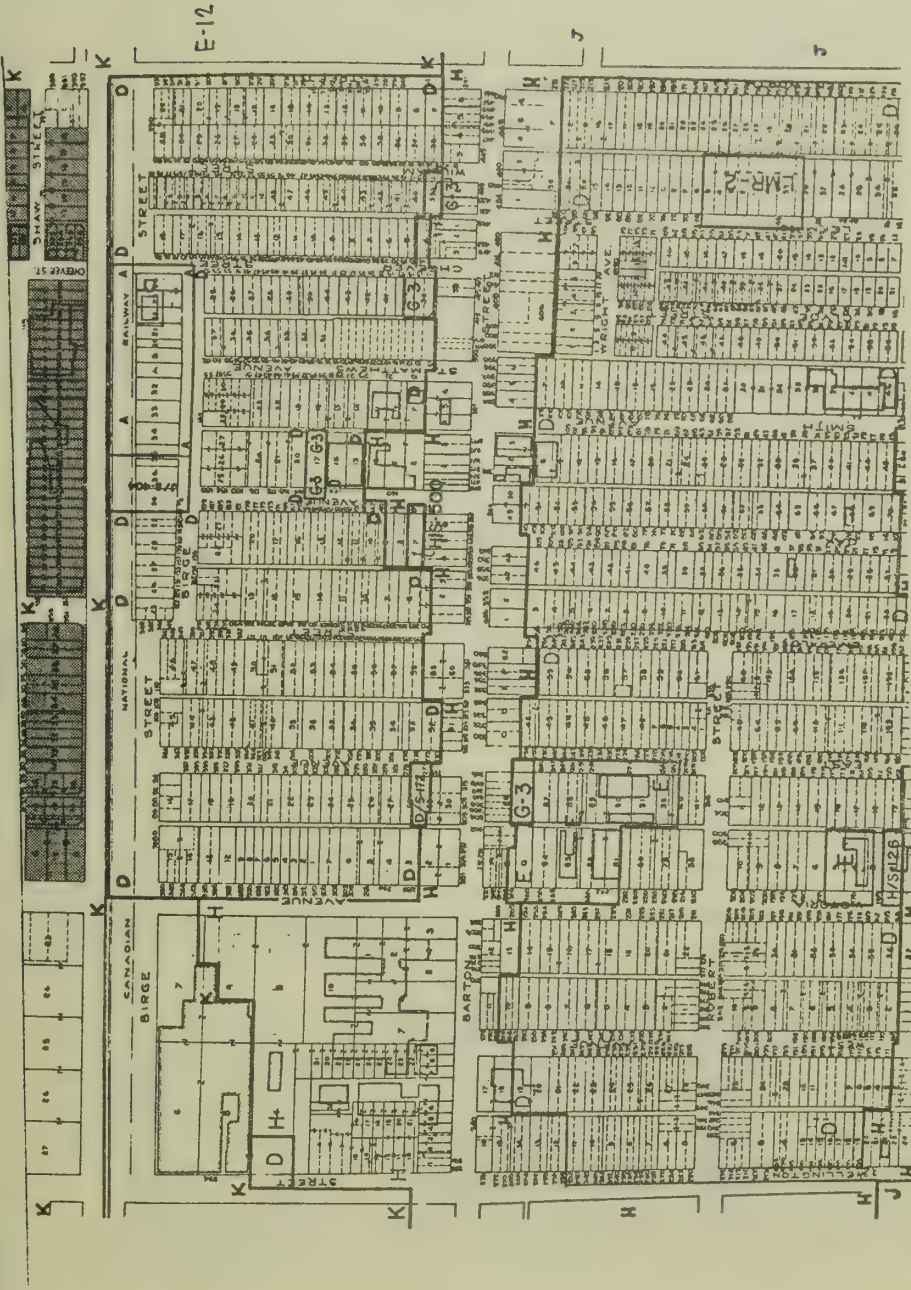
Bill No. 167

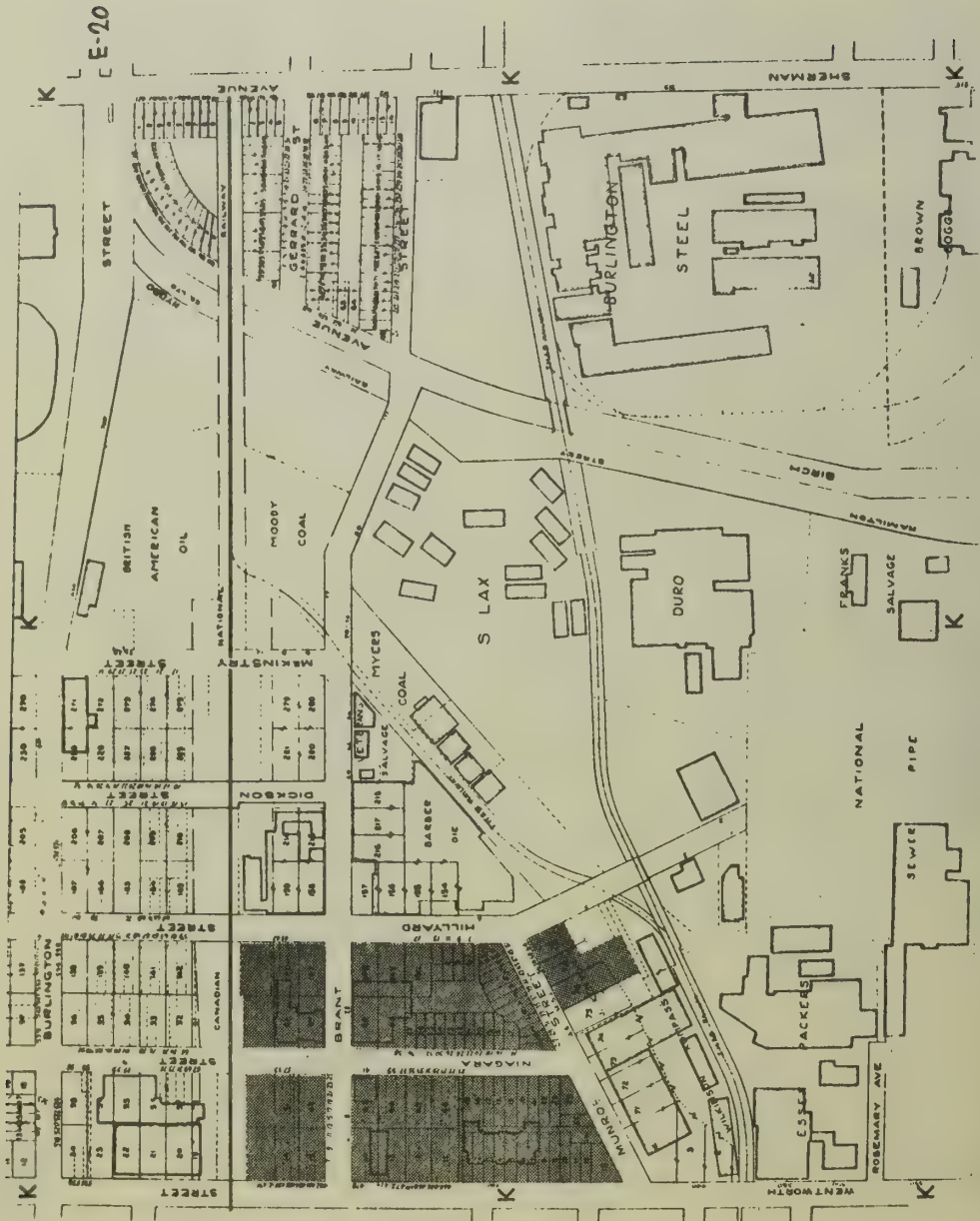
This is Schedule "A1" to By-law No. 78-167 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor





LEGEND

Lands on Sheet No. E-20 of The Zoning District Maps to be regulated by By-law No. 78-167

Bill No. 167

This is Schedule "A2" to By-law No. 78-167 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 168

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 888 MAIN STREET EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-33 and E-34 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are amended,

- (a) by changing from "E-2" (Multiple Dwellings) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

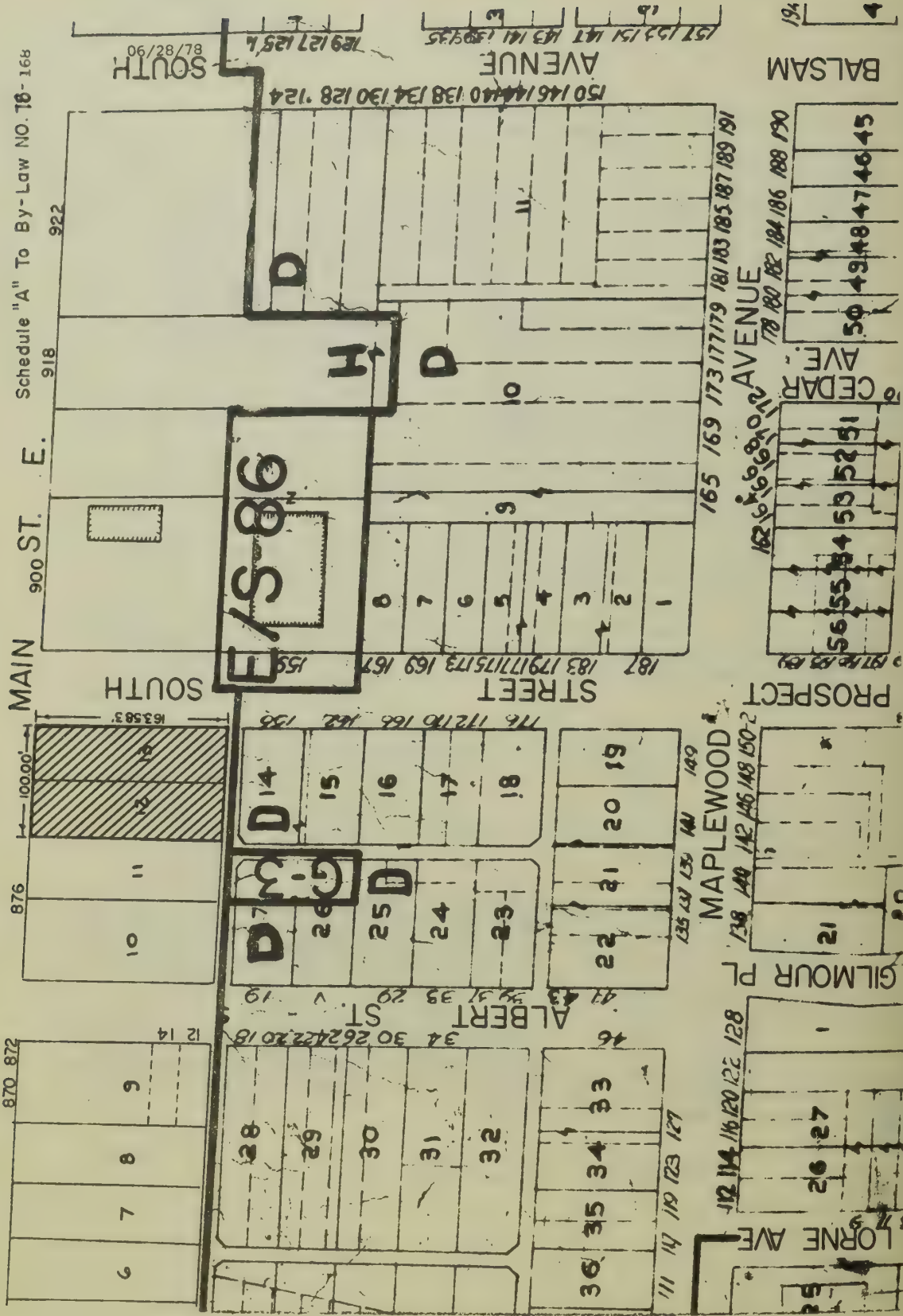
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor



This is Schedule "A" to By-law No. 78-168 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk
City Clerk

Mayor
Mayor

Bill No. 168

Lands on Part of Sheet No. E-34 of The Zoning District Maps to be re-zoned from "E-2" (Multiple Dwellings) District to "H" (Community Shopping and Commercial, etc.)

The Corporation of the City of Hamilton

BY-LAW NO. 78 -169

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF WEST AVENUE SOUTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-14 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "E" (Multiple Dwellings, Lodges, Clubs, etc.) district to "G-3" (Public Parking Lots) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "G-3" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variance as a special requirement:

- 1. Section 13C(3)(ii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "G-3" District provisions,

subject to the special requirement referred to in section 2.

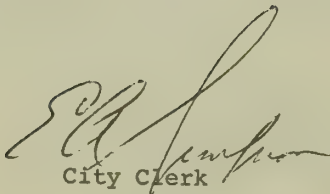
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-546".

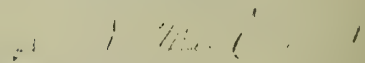
5. Sheet No. E-14 of the District Maps is amended by marking the lands referred to in section 1, "S-546".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

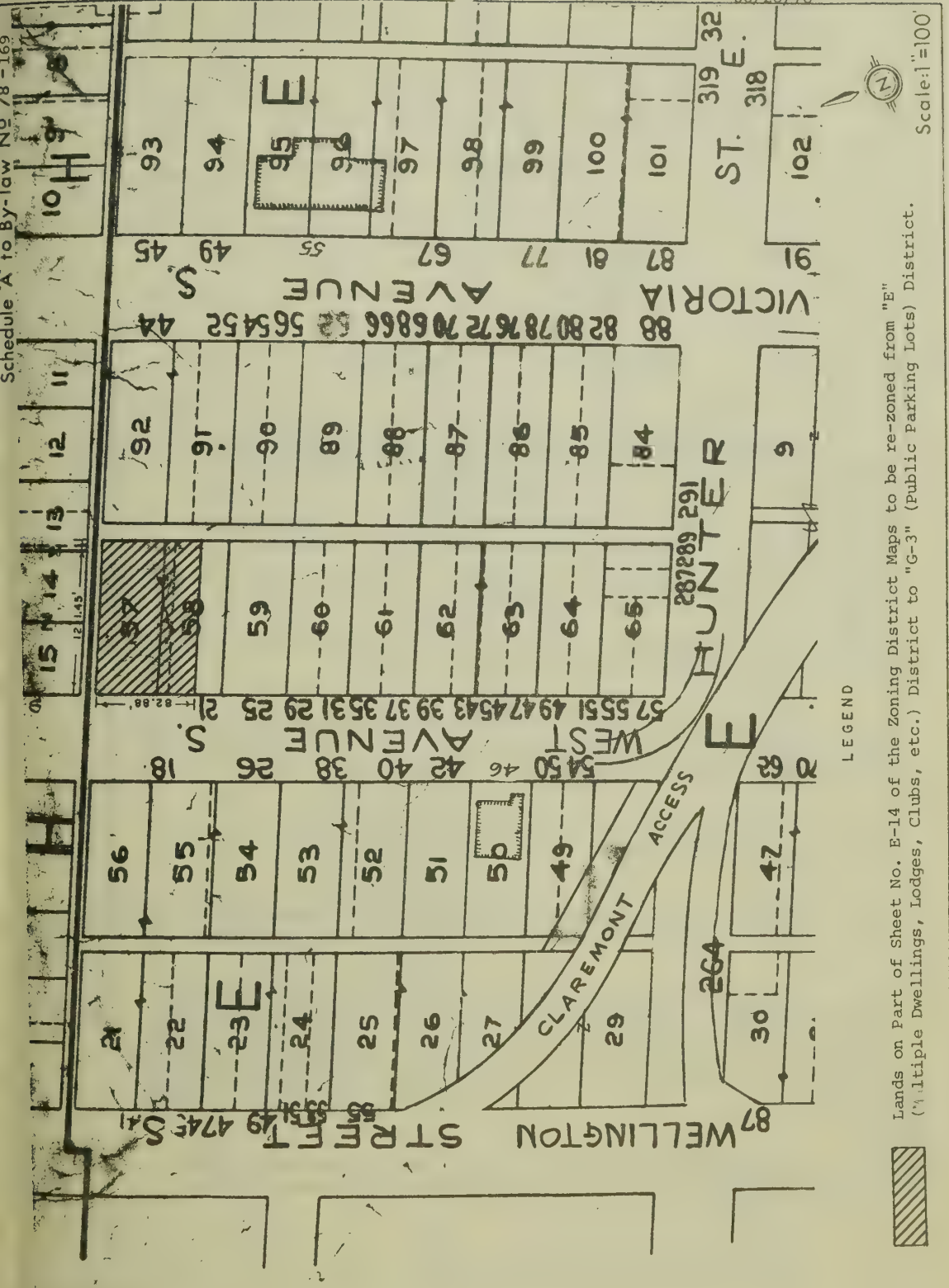
PASSED this 28th day of June 1978.


City Clerk


Mayor



Schedule A to By-law No. 78-169



LEGEND

Lands on Part of Sheet No. E-14 of the Zoning District Maps to be re-zoned from "E" ("Multiple Dwellings, Lodges, Clubs, etc.") District to "G-3" (Public Parking Lots) District.



Scale: 1"=100'

Bill No. 169

This is Schedule "A" to By-law No. 78-169 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 170

To Amend:

Zoning By-law No. 6593

As Amended by:

By-law No. 76-148

RESPECTING HEIGHT AND DENSITY

WHEREAS By-law No. 76-148, passed on the 25th day of May, 1976, established height and density regulations of buildings and provided for landscaped areas;

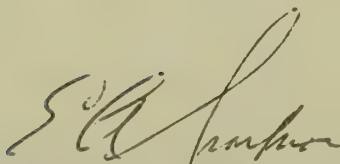
AND WHEREAS in respect of some lands, development plans had been previously approved development plans;

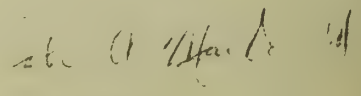
AND WHEREAS the lands shown on schedules "A" and "A1" were previously approved for development.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-laws Nos. 76-148, 76-329 and 76-340 shall not apply to the lands, the extent and boundaries of which are shown on plans hereto annexed as schedules "A" and "A1".
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-586".
3. Sheet No. W-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-586".
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor

This is Schedule "A" to By-law No. 78-170 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

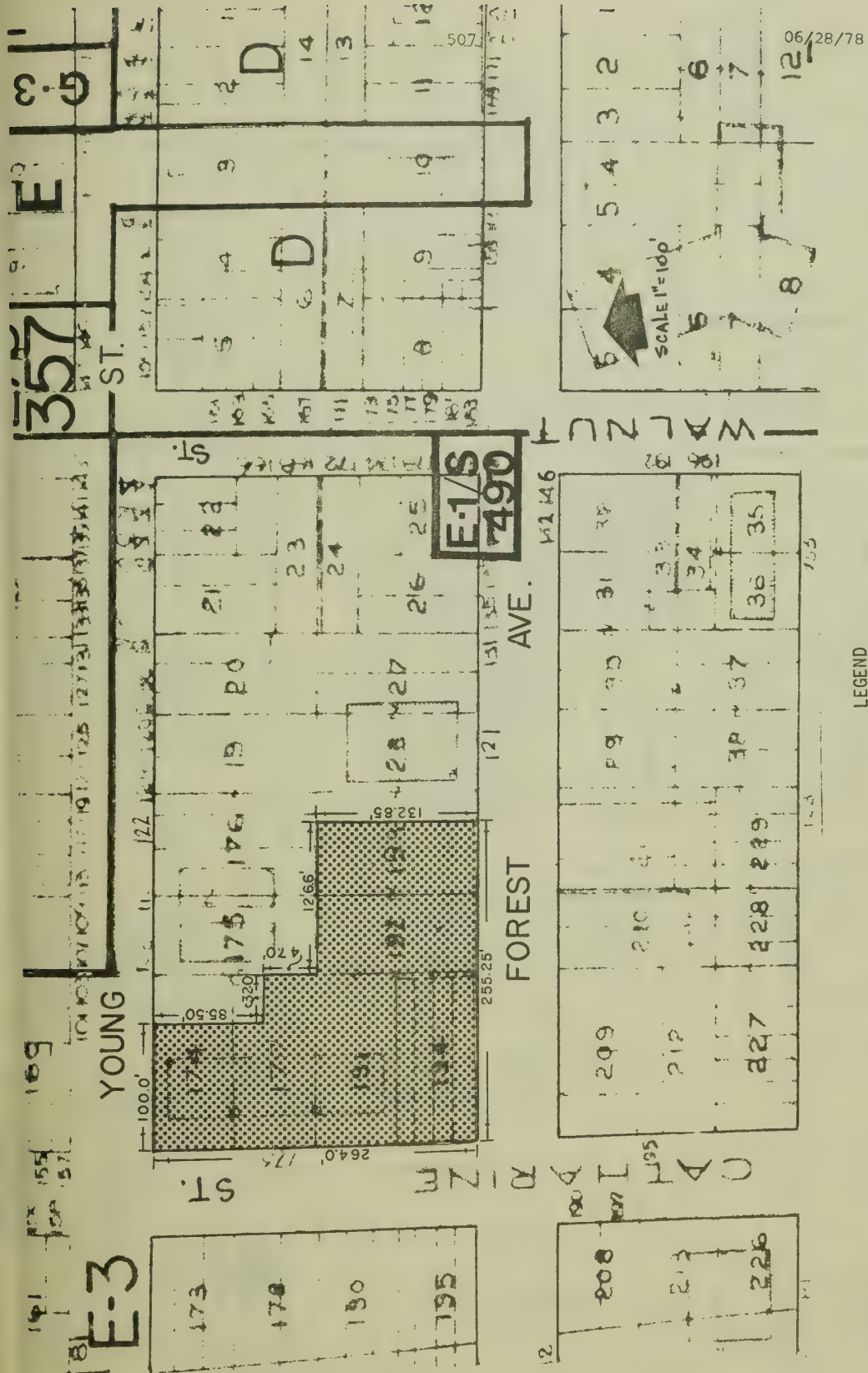
[Signature]
City Clerk

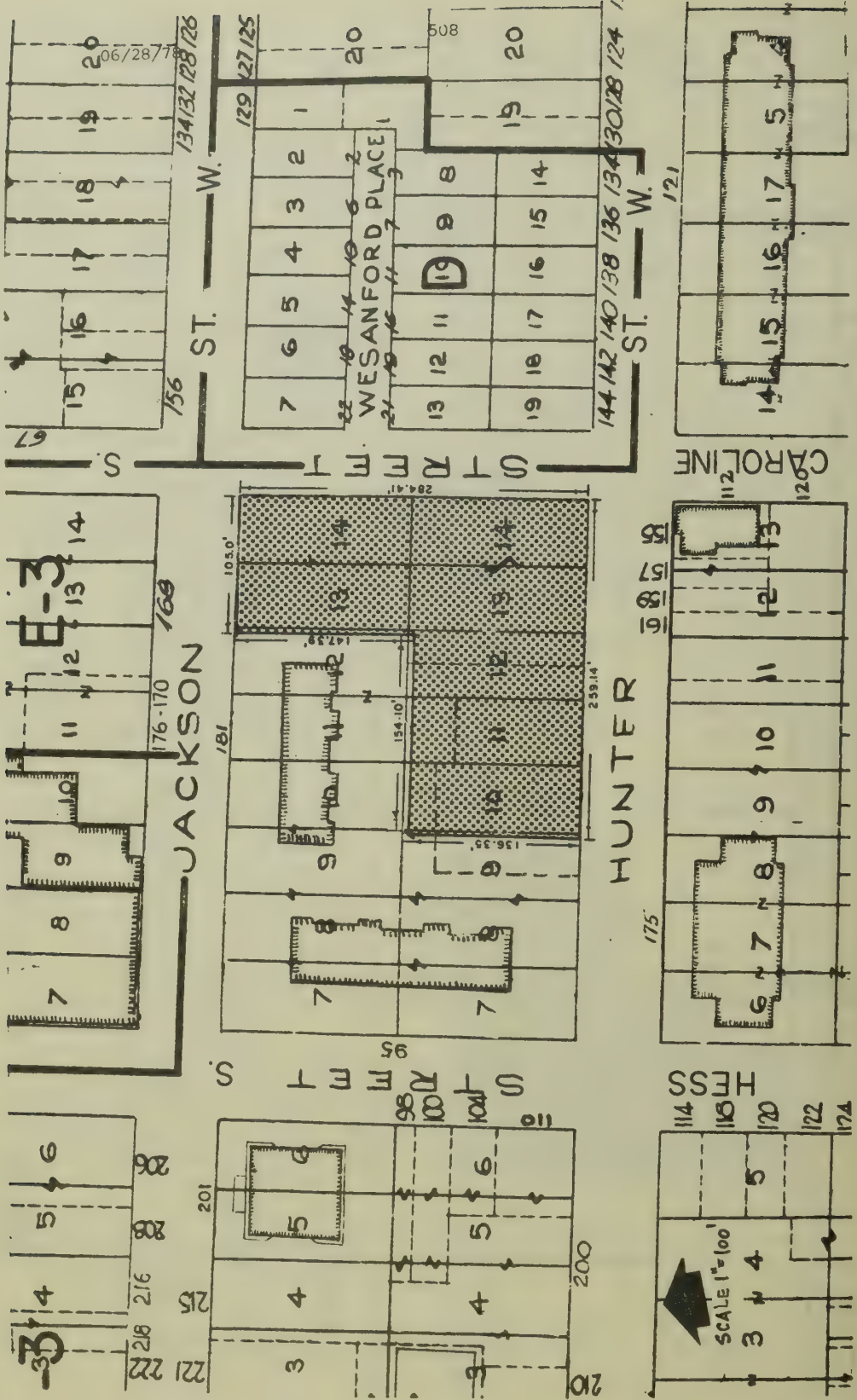
[Signature]
Mayor

Bill No. 170

Lands on part of Sheet No. E-5 of the Zoning District Maps to be regulated by By-law No. 78-170

LEGEND





LEGEND

Lands on part of Sheet No. W-5 of the Zoning District Maps to be regulated by By-law No. 78-170

Bill No. 170

This is Schedule "A1" to By-law No. 78-170 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 171

To Amend:

Zoning By-law No. 6593

Respecting:

THE "E-1" (MULTIPLE DWELLINGS, LODGES, CLUBS, ETC.) DISTRICT

WHEREAS it is intended to amend the "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district of By-law No. 6593 to provide for opticians and optometrists;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

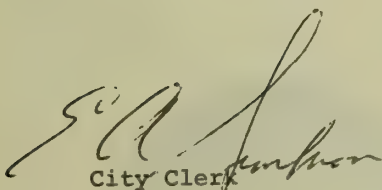
1. Clause (iii) of subsection 1 of section 11A of By-law No. 6593, passed on the 25th day of July, 1950, is amended by inserting after "namely:" in the fourth line, "opticians' offices, optometrists' establishments", so that the line shall read as follows:

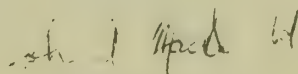
"....following uses, namely: opticians' offices, optometrists' establishments, a photographer's or artist's"

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

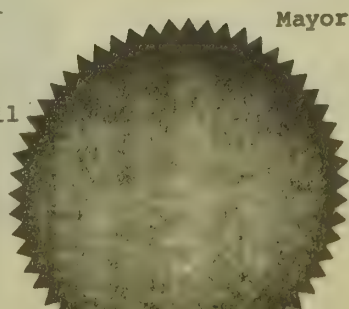
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor

(1978) 11 R.P.D.C. 5, April 11
City Initiative 78-L



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 172

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 163 MOHAWK ROAD EAST

WHEREAS it is intended to change the zoning of the lands herein-after referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) district to "G-3" (Public Parking Lot) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

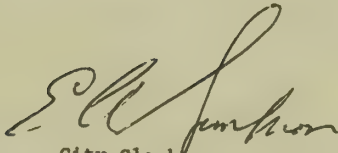
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

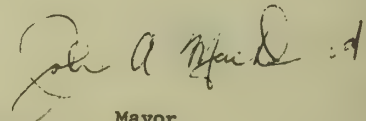
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

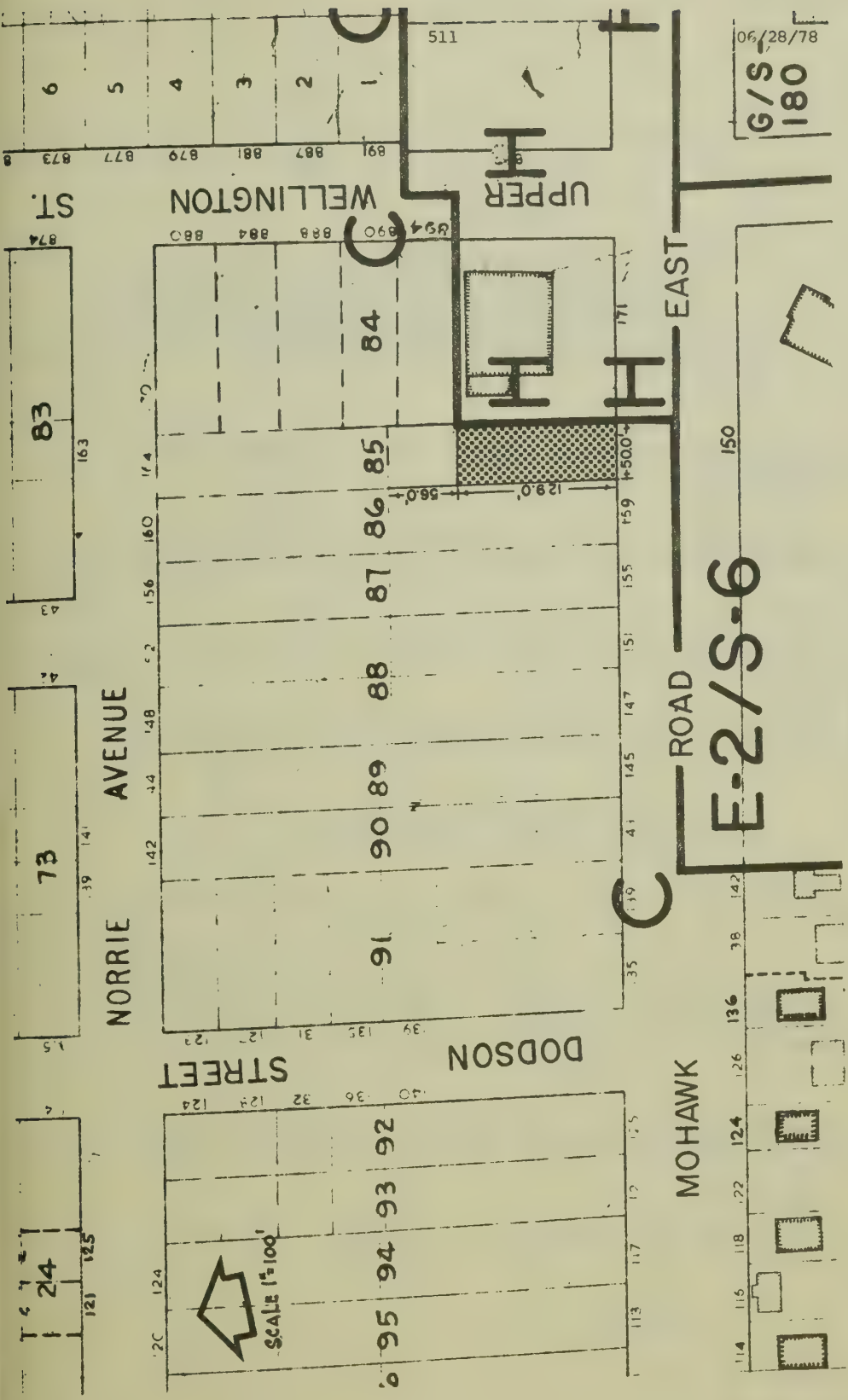
PASSED this 28th day of

June

1978.


City Clerk


Mayor



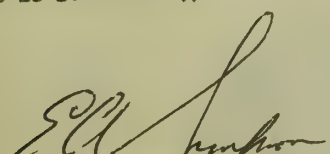
LEGEND

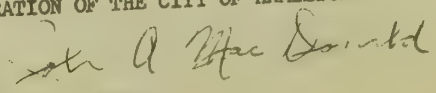
 Lands on part of Sheet No. E-9 of the Zoning District Maps to be rezoned from "C" (Urban Protected Residential, etc.) District to "G-3" (Public Parking Lots) District.

Bill No. 172

This is Schedule "A" to By-law No. 78-172 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 173

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE NORTH SIDE OF STONE CHURCH ROAD, E.,
IN THE AREA BETWEEN ARBOUR ROAD AND PRITCHARD ROAD

WHEREAS it is intended to change the zoning of the lands herein-
after referred to;

AND WHEREAS this by-law is in conformity with the Official Plan
of the Hamilton Planning Area, approved by the Minister under The Planning
Act.

NOW THEREFORE the Council of The Corporation of the City of
Hamilton enacts as follows:

1. Sheet No. E-69C of the District Maps, appended to and forming part
of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

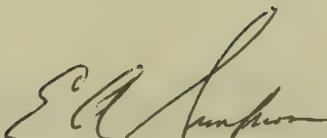
- (a) by changing from "M-14" (Prestige Industrial)
district to "M-13" (Prestige Industrial)
district, the land,

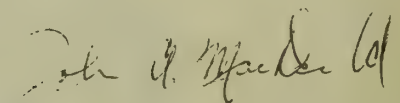
the extent and boundaries of which are shown on a plan hereto annexed as
schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon
as possible with the giving of notice of the passing of this by-law, inclu-
ding a brief explanation of its purpose, and with the carrying out of all
other directions of The Ontario Municipal Board relating to the giving of
such notice.

3. The City Solicitor is hereby authorized and directed to make appli-
cation to The Ontario Municipal Board for the necessary approval of this
by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor



Lands on part of Sheet No. E-69C of the Zoning District Maps to be rezoned from "M-14" (Prestige Industrial) District to "M-13" (Prestige Industrial) District.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 174

To Amend:

Zoning By-law No. 6593

Respecting:

THE "DE" (LOW DENSITY MULTIPLE DWELLINGS) DISTRICT

WHEREAS By-law No. 78-45, passed on the 14th day of February, 1978 and approved by the Ontario Municipal Board on the 2nd day of May, 1978, re-enacted the Townhouse and Maisonette District provisions of the General Zoning By-law No. 6593;

AND WHEREAS the "DE", "DE-2", "DE-3", "E" and "E-2" Districts of By-law No. 6593 make reference to the "RT-20" (Townhouse-Maisonette) district as section "10D" of By-law No. 6593;

AND WHEREAS By-law No. 78-45 rennumbers the reference to the "RT-20" District as section "10E";

AND WHEREAS it is necessary to amend By-law No. 6593 so as to cause a reference to section "10E" instead of "10D".

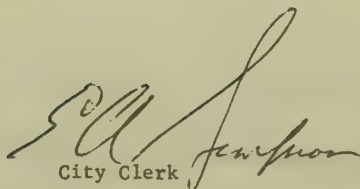
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

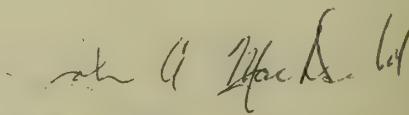
1. Sections 10A(1)(v), 10B(1)(v), 10C(1)(v), 11(1)(ia) and 11B(1)(v) of By-law No. 6593, passed on the 25th day of July, 1950, are each amended by striking out "10D" where it occurs and inserting in lieu thereof "10E".
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of

June

1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 175

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 11 SPRINGER AVENUE AND
848, 862 and 866 MAIN STREET EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" District provisions of By-law No. 6593, passed on the 25th day of July, 1950, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. In addition to the commercial uses permitted in section 14 of By-law No. 6593, broadcasting studios shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "H" District provisions,

subject to the special requirement referred to in section 1.

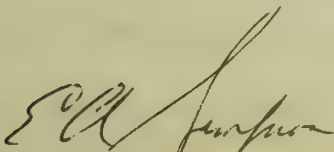
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-577".

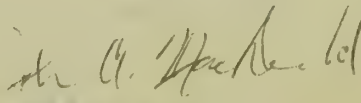
4. Sheets Nos. E-33 and E-34 of the District Maps are amended by marking the lands referred to in section 1 of this by-law, "S-577".

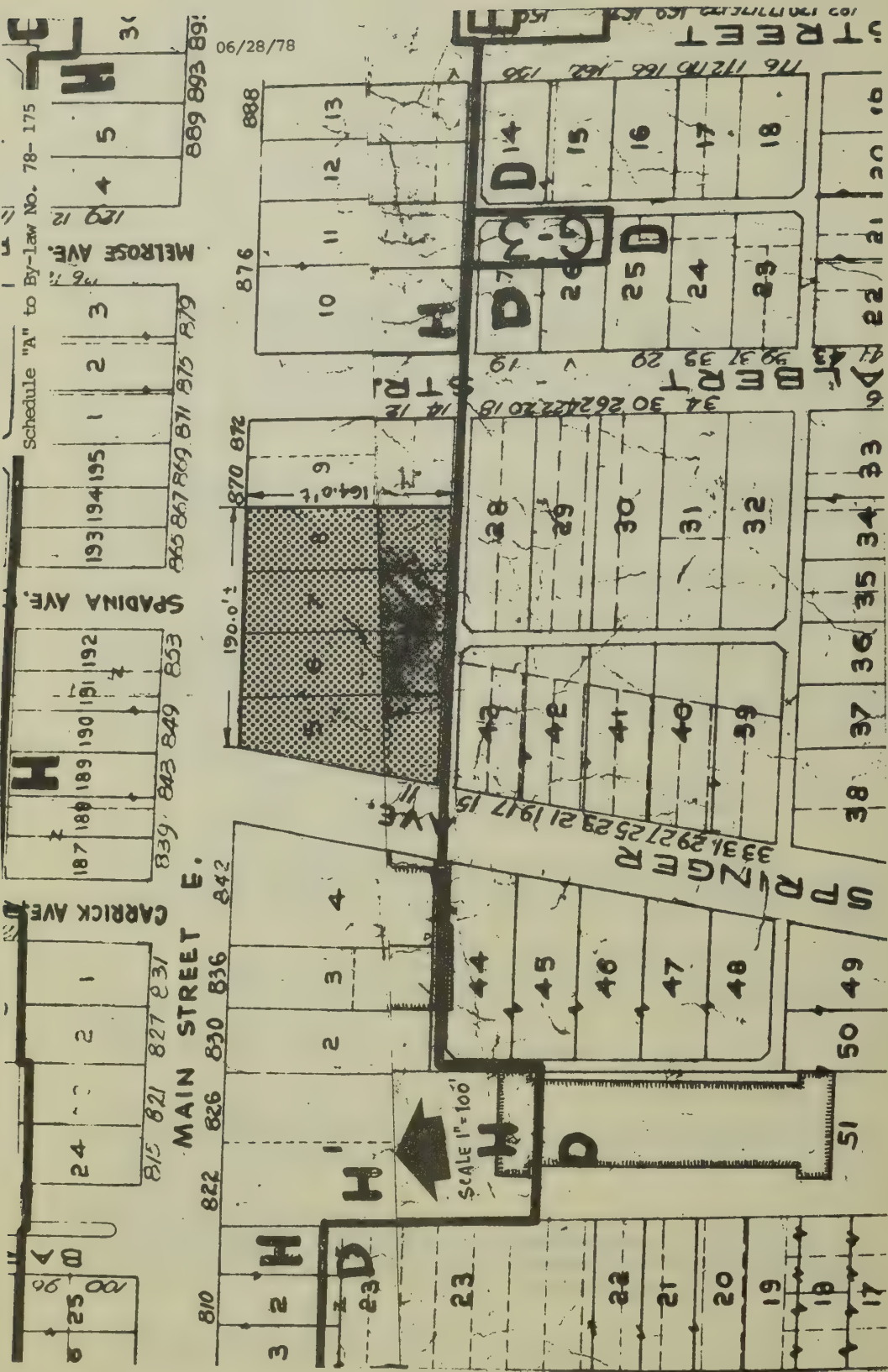
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor



LEGEND

Lands on Part of Sheet No. E-33 and No. E-34 of the Zoning District Maps to be regulated by By-law No. 78-175

Bill No. 175

This is Schedule "A" to By-law No. 78-175 passed the 28th day of June, 1978

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 -176

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER WENTWORTH STREET,
IN THE AREA NORTH OF STONE CHURCH ROAD

WHEREAS it is intended to change the zoning of the lands herein-after referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-27B and E-27C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are amended,

- (a) by changing from "RT-20" (Townhouse - Maisonette) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands shown as Block 1 and Block 2 on schedule "A", are amended to the extent only of the following variances as special requirements:

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.
2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a minimum side yard of 4 feet shall be required for that side of a lot flanking a street.
3. Notwithstanding section 10(4) of By-law No. 6593, a lot for a single family dwelling shall have a minimum width of 30 feet and a minimum area of 3,000 square feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-580".

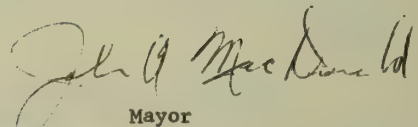
5. Sheets Nos. E-27B and E-27C of the District Maps are amended by marking the lands referred to in section 2 of this by-law, "S-580".

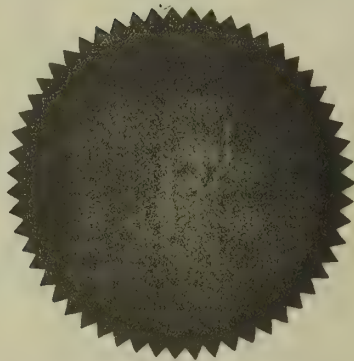
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

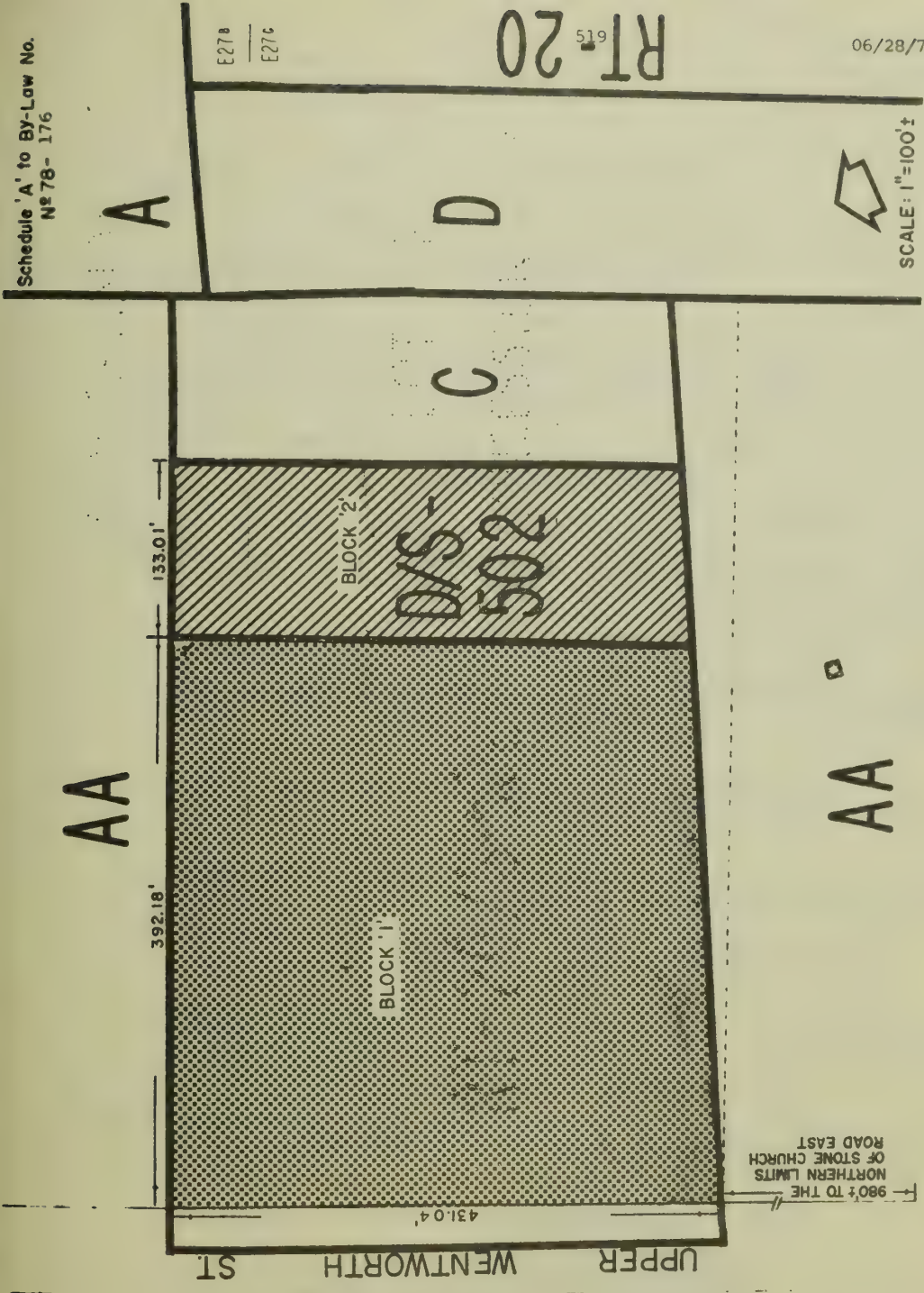
7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor

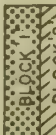




LEGEND

Lands on Part of Sheets No. E-27B and E-27C of The Zoning District Maps to be re-zoned from "RT-20" (Townhouse and Maisonette) District to "D" (Urban Protected Residential-One and Two Family Dwellings, etc.) District.

Lands to be regulated by By-law No. 78-176



Bill No. 176

This is Schedule "A" to By-law No. 78-176 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 177

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER HORNING ROAD
AND NORTH OF ADIS AVENUE

WHEREAS it is intended to change the zoning of the lands herein-after referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-43B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "RT-10" (Townhouse) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. Section 10(1)(iii) shall not apply.
2. That notwithstanding Section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a minimum side yard of 4 feet shall be required for that side of a lot flanking a street.
3. That notwithstanding Section 10(4) of By-law No. 6593, a lot for single family dwelling shall have a minimum width of 30 feet and a minimum area of 3,000 square feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-581".

5. Sheet No. W-43B of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-581".

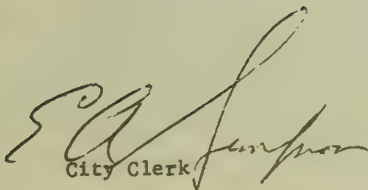
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

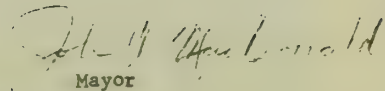
7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

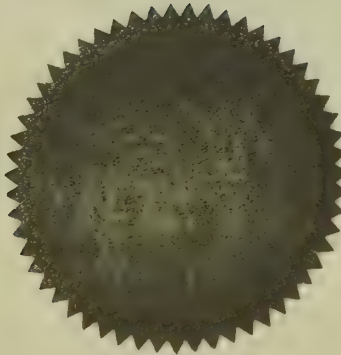
PASSED this 28th day of

June

1978.


City Clerk


Mayor



SCHEDULE "A" TO BY-LAW
NO. 78-177

06/28/78

522

D/S-423

PROPOSED MOUNTAIN FREEWAY

SOUTHERN LIMITS OF PROPOSED
MOUNTAIN FREEWAY

801'±

AVE.

ADIS

D/S-443

ROAD

573'±

HORNING

UPPER

AA

B-1

469

LEGEND

Lands on Part of Sheet No. W-43B of The Zoning District Maps to be re-zoned from "RT-10" (Townhouse) District to "D" (Urban Protected Residential-One and Two Family Dwellings, etc.) District

Bill No. 177

This is Schedule "A" to By-law No. 78-177 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 178

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on East Avenue;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 4 of the 14th Report of the Traffic and Engineering Committee on the 25th day of April, 1978;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 24th day of May, 1978, issue Order No. E 78575, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$53,600.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$5,580.83 for the purpose.

AND WHEREAS notice of the said alteration was given pursuant to Section 446 of the said Act;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$53,600.00.
2. The share or portion of the estimated cost of the works in the amount of \$5,580.83 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

- 2 -

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

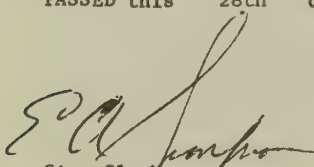
- (a) to the extent sufficient to provide an amount not exceeding \$5,580.83; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

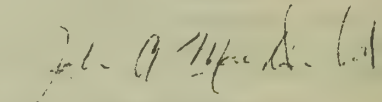
4. The City Engineer is hereby authorized to -

- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 28th day of June A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

The construction on East Avenue from Main Street to King Street of a roadway at the costs and charges not exceeding those set out below:

City's share	\$48,019.17
Owners' share	<u>5,580.83</u>
	<u>\$53,600.00</u>

Per foot frontage: \$10.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 179

To Amend:

Zoning By-law No. 6593

Respecting:

PRESTIGE INDUSTRIAL DISTRICTS

WHEREAS section 17C of By-law No. 6593 provides for regulations for Prestige Industrial Districts;

AND WHEREAS it is desirable to provide for additional uses for the "M-14" and "M-15" (Prestige Industrial) Districts;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause (ii) of clause (d) of subsection 3 of section 17C of By-law No. 6593 is amended by adding thereto the following paragraph:

6. Service and repair shops for,
 1. appliances.
 2. plumbing, heating, air conditioning.
 3. gunsmith's, locksmith's.
 4. painting incidental to any other permitted use, except a spray painting shop.
 5. tinsmithing, or other workshop, except blacksmith's shop, welder's shop, auto body and fender repair shop, auto wrecking or salvage shop, or any shop used in whole or in part as a producing, manufacturing, fabricating or processing plant.

2. Subclause (iii) of clause (d) of subsection 3 of section 17C of By-law No. 6593 is amended by adding thereto the following paragraphs:

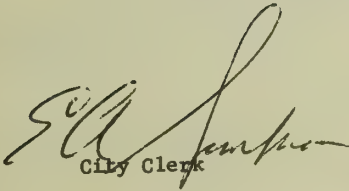
- 7a. Manufacturing and wholesaling food products, except,
 - A. dextrine, starch, or glucose, and
 - B. the refining of sugar, and
 - C. an abattoir, slaughter house or chicken processing plant.
- 7b. Wholesale industrial warehousing for the distribution only of finished goods and products.

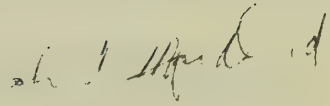
06/28/78

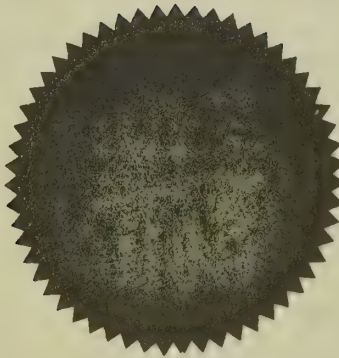
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton
BY-LAW NO. 78-180

To Repeal:

By-law No. 78-39

Respecting:

ERECTION OR CONVERSION OR USE OF BUILDINGS FOR RESIDENTIAL USES

WHEREAS By-law No. 78-39 provided for an amendment to Zoning By-law No. 6593 so as to allow a building permit to be issued prior to demolition of an existing residential building on a lot, where issuance of a demolition permit has been authorized by subsections 6 and 7 of section 37a of The Planning Act;

AND WHEREAS since the enactment of By-law No. 78-39, a procedure has been developed to allow for the issuance of a building permit prior to the demolition of an existing residential building on a lot;

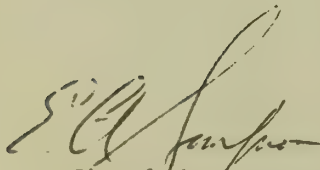
AND WHEREAS application for approval of By-law No. 78-39 has not been made to the Ontario Municipal Board;

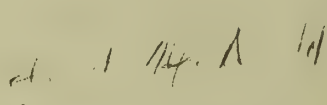
AND WHEREAS it is desirable to repeal By-law No. 78-39.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 78-39, passed on the 14th day of February, 1978, is repealed.

PASSED this 28th day of June 1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 181

To Repeal:

By-law No. 73-245

Respecting:

THE "L" (PLANNED DEVELOPMENT) DISTRICT

WHEREAS section 17B of By-law No. 6593 provides for the "L" (Planned Development) district;

AND WHEREAS By-law No. 73-245, passed on the 28th day of August, 1973, added "RT-10" and "RT-20" Districts to section 17B(6)(a)(ii);

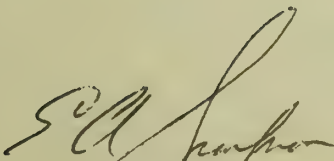
AND WHEREAS section 8 of By-law No. 78-45, passed on the 14th day of February, 1978, added the "RT-10", "RT-20" and "RT-30" Districts to section 17B (6)(a)(ii);

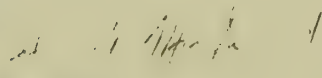
AND WHEREAS By-law No. 73-245 has been superseded by section 8 of By-law No. 78-45.

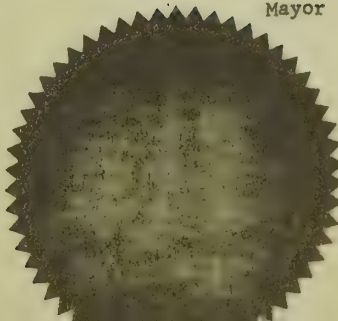
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 73-245, passed on the 28th day of August, 1973, is repealed.

PASSED this 28th day of June 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 182

To Amend:

By-law No. 67-83

Respecting:

PROFESSIONAL AUTOMOBILE RACING

WHEREAS By-law No. 67-83, passed on the 14th day of March, 1967, declared section 1 of The Lord's Day Act (Ontario) to be in force in the City of Hamilton with respect to public games or sports specified in the By-law;

AND WHEREAS Professional Automobile Racing is not a public sport specified in section 1 of By-law No. 67-83;

AND WHEREAS it is desirable to permit Professional Automobile Racing on Sunday, limited to a part of the City of Hamilton;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2 of section 1 of By-law No. 67-83, as amended by By-law No. 76-226, passed on the 27th day of July, 1976, is further amended by adding at the end thereof, "Professional Automobile Racing" and numbering each of the games or sports, so that section 2 shall read as follows:

(2) The application of the said section of the said Act shall be limited to the following sports:

1. Baseball;
2. Football;
3. Bowling;
4. Roller Skating;
5. Hockey;
6. Billiards;
7. Bingo;
8. Professional Automobile Racing.

- 2 -

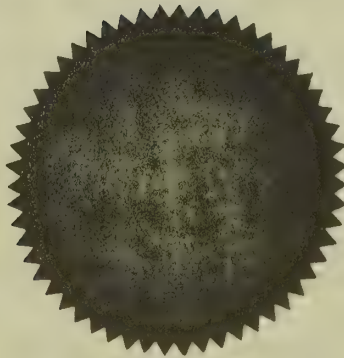
2. By-law No. 67-83 is amended by adding thereto the following section:

3a. Professional Automobile Racing may be carried on only in the parts of the City of Hamilton more particularly described as the area bounded by Jackson Street, Queen Street extending northerly to McNeil Street, McNeil Street, the easterly extension of a line from McNeil Street and its intersection with James Street North, James Street North extending southerly to its intersection with Jackson Street.

PASSED this 28th day of June 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 183

To Repeal:

By-laws Nos. 78-104, 78-115 and 78-126

Respecting:

THE "H" (COMMUNITY SHOPPING AND COMMERCIAL, ETC.) DISTRICT

WHEREAS By-law No. 78-104 removed restaurants and certain other commercial uses as permitted in the "H" District together with certain additional requirements with respect to fencing and landscaped areas;

AND WHEREAS By-law No. 78-115 exempted certain premises mentioned in schedule "A" thereto from By-law No. 78-104;

AND WHEREAS By-law No. 78-126 exempted certain additional premises mentioned therein from By-law No. 78-104;

AND WHEREAS it is intended to replace By-law No. 78-104 by a comprehensive by-law that has the effect of establishing revised regulations respecting permitted uses, parking, landscaping and ingress and egress locations;

AND WHEREAS section 4(2) of the 17th Report of the Planning and Development Committee, adopted by City Council on May 30, 1978, authorized the repeal of By-laws Nos. 78-104, 78-115 and 78-126;

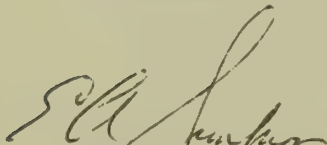
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act;

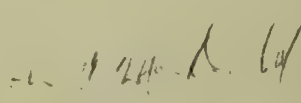
AND WHEREAS no application has been made to the Ontario Municipal Board for approval of the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 78-104, passed on the 29th day of March, 1978, is repealed.
2. By-law No. 78-115, passed on the 11th day of April, 1978, is repealed.
3. By-law No. 78-126, passed on the 25th day of April, 1978, is repealed.

PASSED this 28th day of June 1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 184

To Amend:

Zoning By-law No. 6593

Respecting:

THE "H" (COMMUNITY SHOPPING AND COMMERCIAL, ETC.) DISTRICT

WHEREAS it is intended to establish revised regulations respecting permitted uses, parking, landscaping and access and egress locations;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause D of subsection 2 of section 2 of By-law No. 6593, passed on the 25th day of July, 1950, is amended by adding thereto the following subclause:

(ivb) "Restaurant" shall mean any building or premises where food is prepared and offered for sale for immediate consumption therein or elsewhere but shall not include any building or portion thereof where drink or pre-packed food requiring no further preparation is offered for sale.

2. Clause (i) of subsection 1 of section 14 of By-law No. 6593 is amended by striking out "hotel" in the first line, and by striking out at the end thereof "except for a hotel which shall not be so limited", so that the clause shall read as follows:

(i) A hostel, ordinary lodging house, tourist home and a tourist camp for the accommodation of not more than 50 persons.

3. Clause (viii) of subsection 1 of section 14 of By-law No. 6593 is amended by adding at the end thereof "except a massage parlour, public bath or a theatre, so that the clause shall read as follows:

(viii) Any commercial use permitted in an "E" or "G" District without limitation of the number of employees except a massage parlour, public bath or a theatre.

4. Clause (xii) of subsection 1 of section 14 of By-law No. 6593 is repealed.

5. Clause (xiii) of subsection 1 of section 14 of By-law No. 6593 is repealed.

6. Clause (xiv) of subsection 1 of section 14 of By-law No. 6593 is amended by striking out at the beginning thereof "An undertaker's establishment or funeral home if there is no crematorium".

7. Section 14 of By-law No. 6593 is amended by adding thereto the following subsection:

Prior Existing Uses

(6) The following uses existing on the date of the passing of By-law No. 78- and any alteration, extension or enlargement of the continuing uses after the passing of the by-law shall be permitted:

- (i) A hotel;
- (ii) A tavern;
- (iii) A billiard room, bowling alley, shooting gallery, penny arcade, public hall, music hall, theatre or other place of amusement except a travelling show within the meaning of The Travelling Shows Act, and excepting also a carnival show, circus, trained animal show, merry-go-round, roller coaster, race track and other such places of amusement;
- (iv) An undertaker's establishment or funeral home if there is no crematorium;
- (v) A massage parlour, public bath;

8. Section 18 of By-law No. 6593 is amended by adding thereto the following subsections:

Restaurants

(12) Notwithstanding any other provision of this by-law, the following shall apply to restaurants in the "H" District:

- 1. There shall be provided and maintained accessory to a restaurant in an "H" District,
 - (a) a parking area containing parking space at the rate of one space for every six persons who may be lawfully accommodated except that,
 - (i) no parking space shall be required within the area more particularly described in schedule "A" and shown on schedule "A1" to By-law No. 6593;
 - (ii) parking space at the rate of one space for every twelve persons who may be lawfully accommodated shall be provided and maintained within the area more particularly described in schedule "B" and shown on schedule "B1" to By-law No. 6593;

- (b) a distance of not less than 40 feet between a residential district and the parking and manoeuvring area used in conjunction with a restaurant;
- (c) a landscaped area for the parking area referred to in clause (a) of not less than five feet in width along and within every side lot line and front lot line that abuts a highway and any public right-of-way.

- 2. No points of ingress or egress at the lot line, to or from the lot on which a restaurant is located shall be situate closer than 100 feet to a residential district boundary.

9. Schedule "D" referred to in clause (b) of subsection 5 of section 19C of By-law No. 6593, is amended by adding thereto "'H" District, in respect of a restaurant".

10. Subsection 1 of section 13B of By-law No. 6593 is amended by adding thereto the following clauses:

- (ia) A hotel;
- (ib) A tavern;
- (ic) A billiard room, bowling alley, shooting gallery, public hall, music hall, theatre or other place of amusement;
- (id) An undertaker's establishment or funeral home if there is no crematorium;
- (ie) A massage parlour, public bath;

11. Clause (c) of subsection 1 of section 14A of By-law No. 6593 is amended by striking out "(xii)" and "(xiii)" in the first line, so that the clause shall read as follows:

- (c) as provided in clauses viii, ix, x, xi, xiv, xvi and xvii of subsection 1 of section 14.

12. Subsection 1 of section 14A of By-law No. 6593 is amended by adding thereto the following clauses:

- (ca) A tavern;
- (cb) A billiard room, bowling alley, shooting gallery, penny arcade, public hall, music hall, theatre or other place of amusement except a travelling show within the meaning of The Travelling Shows Act, and excepting also a carnival show, circus, trained animal show, merry-go-round, roller coaster, race track and other such places of amusement;
- (cc) An undertaker's establishment or funeral home if there is no crematorium;

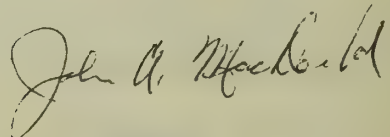
(cd) A massage parlour, public bath.

13. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

14. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June A.D. 1978.


City Clerk


Mayor

(1978) 17 R.P.D.C. 4, May 30
City Initiative 77-W (Revised)



The Corporation of the City of Hamilton

BY-LAW NO. 78- 185

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER
OF UPPER GAGE AND FENNELL AVENUES

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593 to exempt lands for which development agreements have been approved or licences to carry on the business of a restaurant have been issued from the "H" District provisions;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" District provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Subsection 12 of section 18 of By-law No. 6593 shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "H" District provisions,

subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-585".

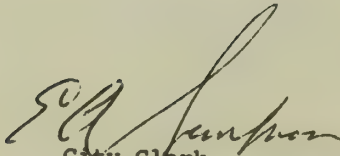
4. Sheet No. E-36 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-585".

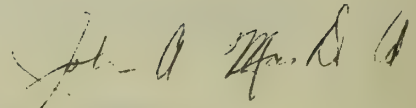
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the

passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

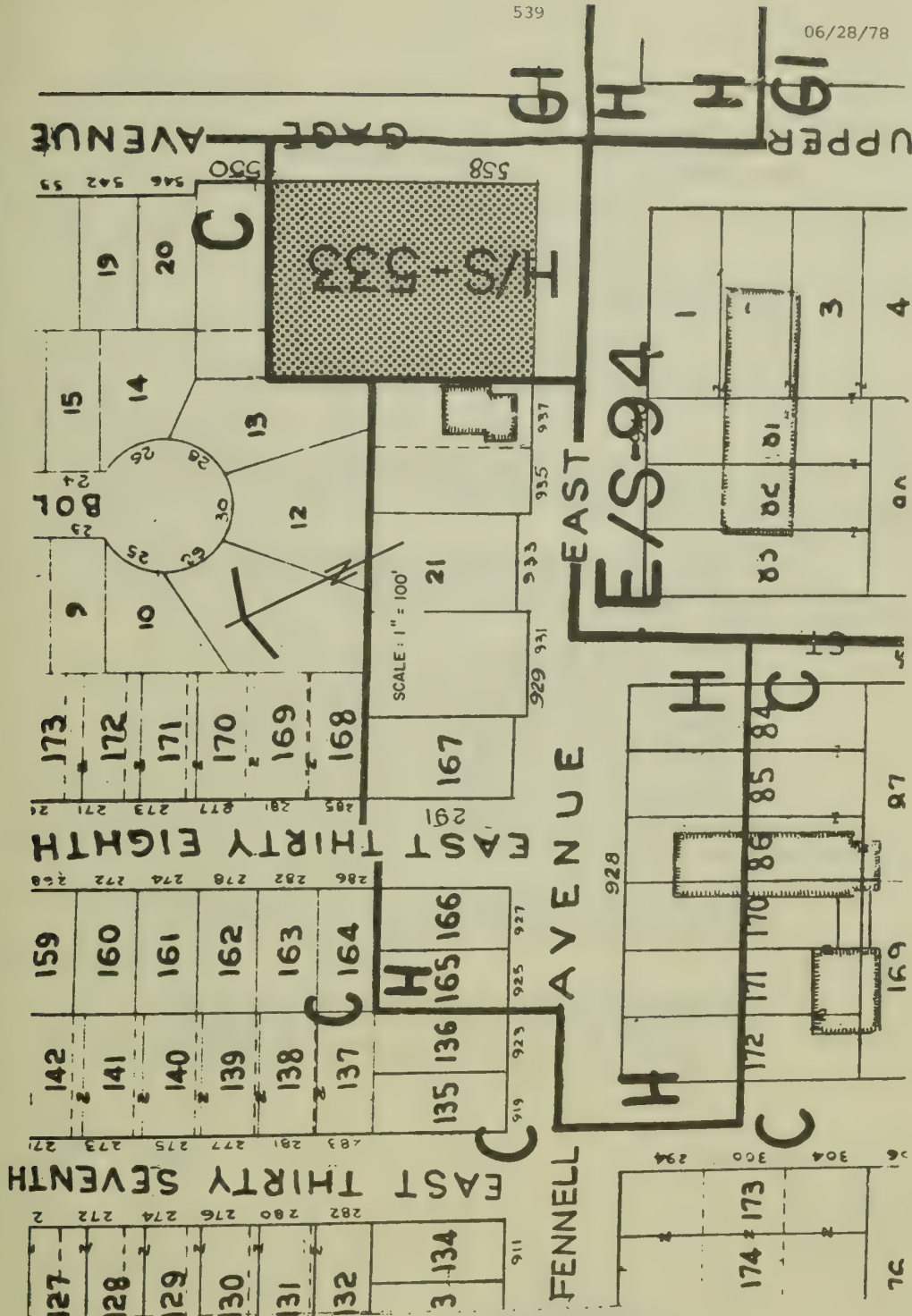
PASSED this 28th day of June 1978.


City Clerk


Mayor



(1978) 17 R.P.D.C. 5, May 30
City Initiative



LEGEND

Lands on part of Sheet No. E-36 of the Zoning District Maps to be regulated by By-law No. 78-185

Bill No. 185

This is Schedule "A" to By-law No. 78-185 passed the 28th day of June, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-186

To Amend:

Retail Gasoline Early Closing By-law

Respecting:

PENALTIES

WHEREAS By-law No. 9396, as amended by By-law No. 10863 provides for the establishment of the hours of closing of retail gasoline outlets;

AND WHEREAS it is desirable to provide for a penalty in conformity with subsection 1 of section 466 of The Municipal Act, R.S.O. 1970, Chapter 284:

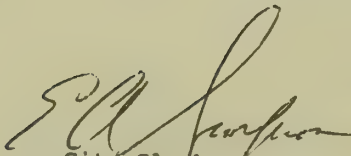
1. By-laws may be passed by the councils of all municipalities and by boards of commissioners of police for imposing fines of not more than \$1,000.00 exclusive of costs, upon every person who contravenes any by-law of the council or of the board passed under the authority of this Act.

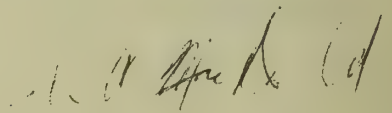
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

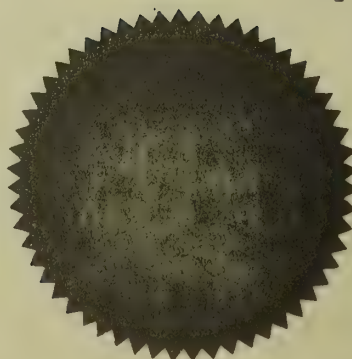
1. Section 11 of By-law No. 9396, passed on the 29th day of June, 1961 is repealed and the following substituted therefor:

11. Every person who contravenes any provision of this By-law is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000.00, exclusive of costs.

PASSED this 28th day of June A.D. 1978.


City Clerk


Mayor



Bill No. 187

BY-LAW NO. 78 - 187

TO CLOSE, STOP-UP AND RETAIN A PORTION
OF HURON STREET, WEST OF BIRCH AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and retain a portion of the highway described herein.

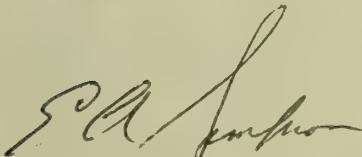
AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

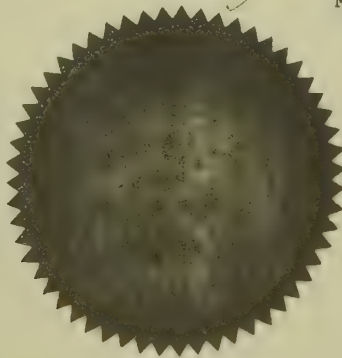
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described in Schedule "A" is hereby stopped-up.

PASSED this 28th day of June A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Huron Street according to G.H. Wild Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 560 and which said parcel may be more particularly described as all of Part 2 according to a Reference Plan received and deposited in the said Land Registry Office on May 11, 1978 as Plan 62R-4171.

City of Hamilton
DIVISION OF LAND SURVEY
I REQUIRE THIS PLAN TO BE
DEPOSITED UNDER PART II
OF THE REGISTRY ACT
DATE May 3rd 1978
D.A. Harrington
CITY SURVEYOR

CAUTION: THIS PLAN IS NOT A PLAN OF SUBDIVISION
AS THE MEANING OF SECTION 23, 32
OR 33 OF THE PLANNING ACT.

SURVEYOR'S CERTIFICATE

- I HEREBY CERTIFY THAT
1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH
THE SURVEYS ACT AND THE REGISTRY ACT AND THE REGULATIONS
MADE THEREUNDER.
2. THE SURVEY WAS COMPLETED ON THE 7th DAY OF MARCH 1978.

May 3rd 1978 DATE
D.A. Harrington
D.A. HARRINGTON O.L.S.

LEGEND

- SHAW THIS - DENOTES A STANDARD IRON BAR, 1" x 1/4".
SIGN THIS - DENOTES AN IRON BAR, 3/4" x 5/8" x 2".
SIGN THIS - DENOTES A ROUND IRON BAR, 3/4" x 1/2".
SIGN THIS - DENOTES A CUT CROSS.
PL - PLANTED, F.D. - FOUND, WIT - WITNESS.
O.H. - ONTARIO HYDRO

NOTE

BEARINGS SHOWN HEREON ARE ASTROMOMIC REFERRED TO THE MOST
WESTERLY LIMIT OF STIRTON STREET AS SHOWN ON REGISTERED PLAN
No 560 ON A COURSE OF N18°37'E.

SCHEDULE

PT	INST. No.	GRANTEE	LOT & PLAN	AREA
1	R.P. No 560	THE CORPORATION OF THE CITY OF HAMILTON	PART OF HURON STREET REGD PLAN No 560	4506m ²
2				4500m ²
3			PART OF BIRCH AVENUE REGD PLAN No 560	1255m ²
4				

RECORDED
FILED

CITY OF HAMILTON

DEPARTMENT OF ENGINEERING - LAND SURVEYS

HURON ST. & BIRCH AVE. - TO BE CLOSED, POWELL PL. & GROUND
SURVEY BY K.L. FIELD BOOK B.L.E.4 P.560 DATE 15.03.78
DRAWN BY RICK REF. DWG'S 55-1465, 55-1466, 55-1467, 55-1468, 55-1469, 55-1470, 55-1471, 55-1472, 55-1473, 55-1474, 55-1475, 55-1476, 55-1477, 55-1478, 55-1479, 55-1480, 55-1481, 55-1482, 55-1483, 55-1484, 55-1485, 55-1486, 55-1487, 55-1488, 55-1489, 55-1490, 55-1491, 55-1492, 55-1493, 55-1494, 55-1495, 55-1496, 55-1497, 55-1498, 55-1499, 55-1500, 55-1501, 55-1502, 55-1503, 55-1504, 55-1505, 55-1506, 55-1507, 55-1508, 55-1509, 55-1510, 55-1511, 55-1512, 55-1513, 55-1514, 55-1515, 55-1516, 55-1517, 55-1518, 55-1519, 55-1520, 55-1521, 55-1522, 55-1523, 55-1524, 55-1525, 55-1526, 55-1527, 55-1528, 55-1529, 55-1530, 55-1531, 55-1532, 55-1533, 55-1534, 55-1535, 55-1536, 55-1537, 55-1538, 55-1539, 55-1540, 55-1541, 55-1542, 55-1543, 55-1544, 55-1545, 55-1546, 55-1547, 55-1548, 55-1549, 55-1550, 55-1551, 55-1552, 55-1553, 55-1554, 55-1555, 55-1556, 55-1557, 55-1558, 55-1559, 55-1560, 55-1561, 55-1562, 55-1563, 55-1564, 55-1565, 55-1566, 55-1567, 55-1568, 55-1569, 55-1570, 55-1571, 55-1572, 55-1573, 55-1574, 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Bill No. 188

BY-LAW NO. 78 - 188

TO CLOSE, STOP-UP AND RETAIN A PORTION OF
BIRCH AVENUE, FROM SOUTHERN LIMIT TO NORTH OF HURON STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and retain a portion of the highway described herein.

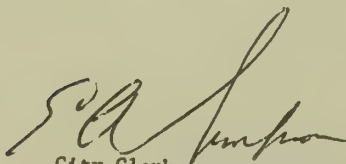
AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

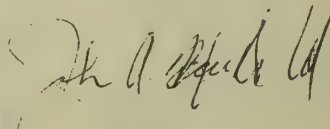
AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

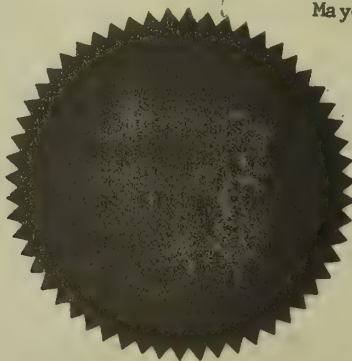
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described in Schedule "A" is hereby stopped-up.

PASSED this 28th day of June A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Birch Avenue according to G.H. Waid Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 560 and which said parcels may be more particularly described as all of Parts 3 and 4 according to a Reference Plan received and deposited in the said Land Registry Office on May 11th, 1978 as Plan 62R-4171.

REFERENCE PLAN SHOWING
PARTS OF HURON STREET AND BIRCH AVENUE G.H. WILD SURVEY
REGISTERED PLAN No. 560

NOW IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WORTH
SCALE: 1" = 30'
D.A. HARRINGTON, ONTARIO LAND SURVEYOR
1978

PLAN 62R-4171

DATE May 11, 1978

FOR THE REGISTRY
DIVISION OF HAMILTON-WORTH
DEPOSITED UNDER PART II
OF THE REGISTRY ACT

DATE May 3rd 1978

D.A. HARRINGTON
CITY SURVEYOR

CAUTION: THIS PLAN IS NOT A PLAN OF SUBDIVISION
WITHIN THE MEANING OF SECTION 29.12
OR 33 OF THE PLANNING ACT

AVENUE

HYDRO

ONTARIO

OF

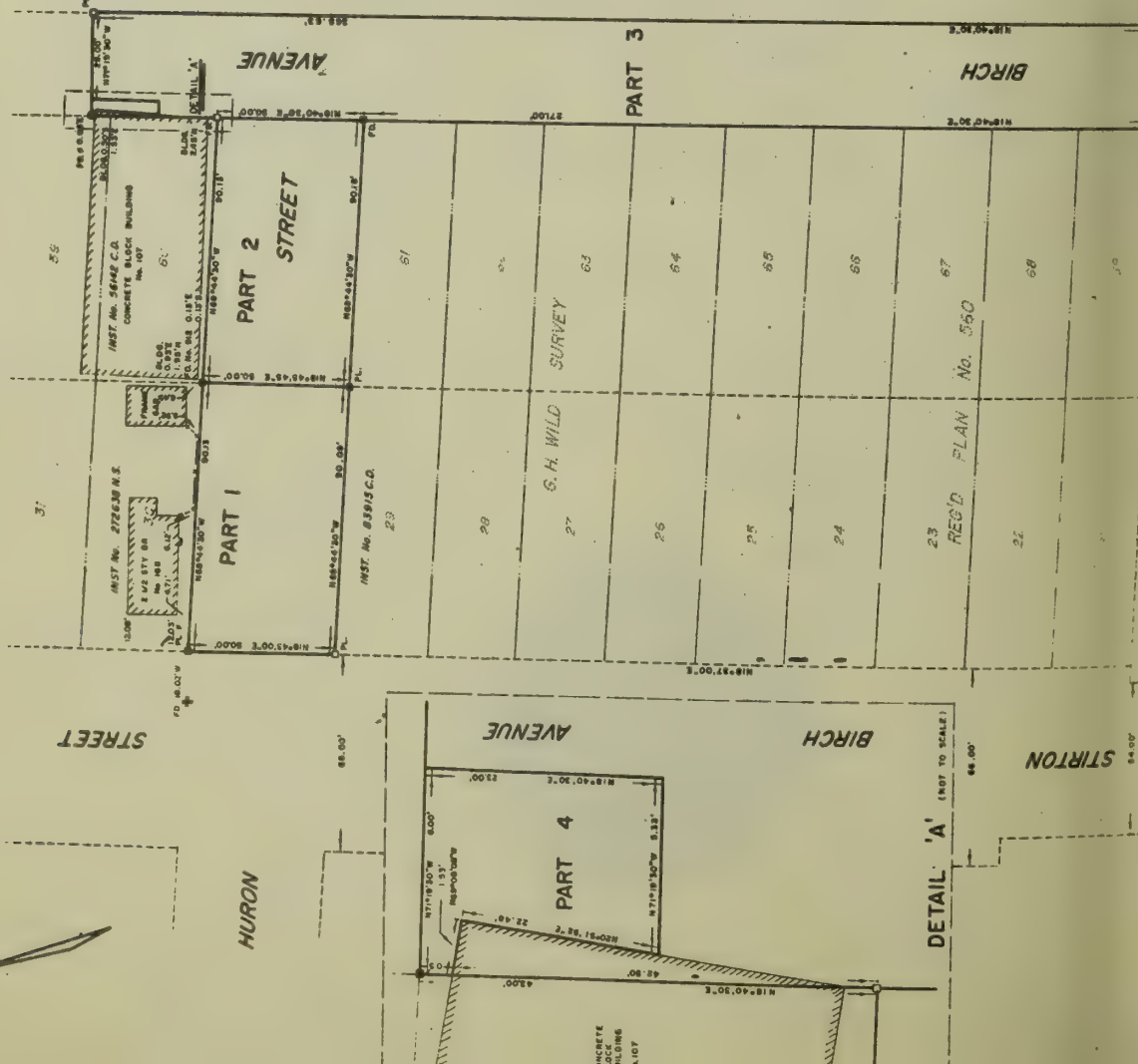
LANDS

BIRCH

REC'D PLAN No. 560

STIRTON

DETAIL 'A' (NOT TO SCALE)



SURVEYOR'S CERTIFICATE

- I HEREBY CERTIFY THAT THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT AND THE REGISTRY ACT AND THE REGULATIONS MADE THEREUNDER.
- THE SURVEY WAS COMPLETED ON THE 7th DAY OF MARCH 1978.

May 3rd 1978 DATE

D.A. HARRINGTON O.L.S.

LEGEND

- SEEK THIS - DENOTES A STANDARD IRON BAR, 1/2" DIA.
- SEEK THIS - DENOTES AN IRON BAR, 5/8" DIA.
- SEEK THIS - DENOTES A ROUND IRON BAR, 3/4" DIA.
- SEEK THIS - DENOTES A CUT CROSS.
- P.L. - PLANTED, P.O. - FOUND, WIT. - WITNESS.
- O.K. - ONTARIO HYDRO

NOTE

BEARINGS SHOWN HEREON ARE ASTRONOMIC REFERRED TO THE MOST WESTERLY LIMIT OF STIRTON STREET AS SHOWN ON REGISTERED PLAN No. 560 ON A COURSE OF N10°37'E.

SCHEDULE

PT.	INST. No.	GRANTEE	LOT & PLAN	AREA
1	R.P. No. 560	THE CORPORATION OF THE CITY OF HAMILTON	PART OF HURON STREET REC'D PLAN No. 560	4508 sq. ft.
2	-	-	-	4508 sq. ft.
3	-	-	PART OF BIRCH AVENUE REC'D PLAN No. 560	12554 sq. ft.
4	-	-	-	12554 sq. ft.

RECORDED

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

HURON ST. & BIRCH AVE. - TO BE CLOSED, POWELL PLAYGROUND

SURVEY BY K.L. FILED 500/5, BLK 4 P-500 FILE No. 627-0080 DATE MARCH 1978

BY-LAW No. 78 - 189

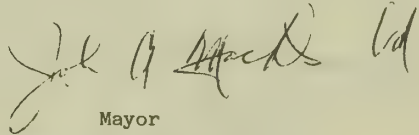
To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. By-law No. 78-155 to amend By-law No. 66-100 To Regulate Traffic passed on the 30th day of May, A.D. 1978 is hereby repealed.

PASSED this 28th day of June , A.D. 1978.


City Clerk


Mayor



BY-LAW NO. 78 - 190

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 9 (Through Highways) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding thereto the following item, namely:-

"Centennial Parkway, from the north limit of the C.N.R.
Main Line to the southerly limit of Confederation Drive."

2. Schedule 10 (Stops at Intersections) is hereby amended by deleting therefrom the following item, namely:-

"Roxborough Eastbound and Westbound Balmoral",
and by adding thereto the following items, namely:-

"Roxborough	Eastbound and Westbound	Grosvenor
Balmoral	Northbound and Southbound	Roxborough
Kensington	Northbound and Southbound	Roxborough
Roxborough	Eastbound and Westbound	Belmont
Belview	Northbound and Southbound	Roxborough
Golden Orchard	Southbound	Brigadoon
Golden Orchard	Eastbound	Brigadoon
Brigadoon	Northbound and Southbound	Garrow
Duncairn Cres.	Westbound	Brigadoon
Duncairn Crt.	Eastbound	Brigadoon
Glenview Crt.	Eastbound	Brigadoon
Gledhill Cres.	Northbound	Galt
(westerly branch)		
Anna Capri	Westbound	Rita Crt.
Anna Capri	Eastbound	Rita Ave.
Anna Capri	Eastbound	Taymall
Taymall	Eastbound	Tunbridge
Centennial Parkway	Northbound	Confederation
		Dr."

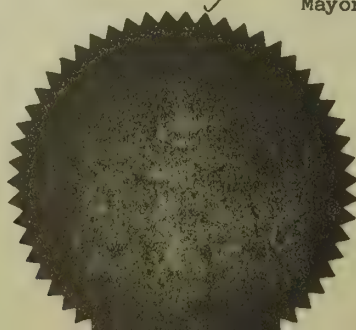
3. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

"Grosvenor	Northbound and Southbound	Roxborough
Kensington	Northbound and Southbound	Roxborough
Belmont	Northbound and Southbound	Roxborough
Roxborough	Eastbound and Westbound	Belview
Newlands	Eastbound and Westbound	Harmony
Allan	Westbound	Harmony
Albany	Eastbound and Westbound	Harmony".

PASSED this 28th day of June , A.D. 1978.

SA [Signature]
City Clerk

John A. Macdonald
Mayor



BY-LAW NO. 78 -191

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 23 (Hamilton Street Railway Bus Stops) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding to the Outbound Column of the Beach Table the following item, namely:-

"Beach Road at Kenilworth (FS)".

2. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Homewood	North	Kent to 85 ft. east
Homewood	South	Kent to 95 ft. east
Catharine	East	Barton to Cannon
Central	North	Parkdale to Reid
East 36th	East	Concession to northerly end",

and by adding thereto the following items, namely:-

"Homewood	North	Kent to 85 ft. west
Homewood	South	Kent to 95 ft. west
Catharine	East	Robert to 72 ft. north
Catharine	West	Robert to 67 ft. north
Catharine	East	Barton to 192 ft. south
Central	North	Parkdale to Beland
Central	South	Beland to Reid
East 36th	East	Concession to 198 ft. north
Berkindale	South	Rivercrest to 252 ft. east
Avondale	West	C.N.R. to Beach Road".

3. Schedule 26A (No Parking Areas) is hereby amended by deleting from Section C (No Parking 8:30 AM-5:00 PM) the following item, namely:-

"East 36th	West	From 241 ft. north of Munn to 48 ft. northerly".
------------	------	--

4. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following items, namely:-

"Avondale,	West	East
C.N.R. Main Line to Gertrude		
Avondale,	West	East",
50 ft. north of C.N.R. to Beach Rd.		

and by adding thereto the following item, namely:-

"Avondale,	West	East".
Beach Rd. to Gertrude		

5. Schedule 34 (Permit Parking) is hereby amended by adding thereto the following items, namely:-

"Shaw	North	Victoria to Emerald
Shaw	North	Douglas to Cheever
Webber	South	Victoria to East Ave.". .

PASSED this 28th day of June, A.D. 1978.

[Signature]
CITY CLERK

[Signature]
MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 192

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 643 UPPER HORNING ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-37C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variance as a special requirement:

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirement referred to in section 2.

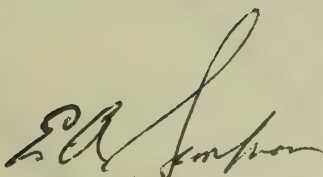
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-591".

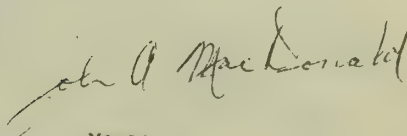
5. Sheet No. W-37C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-591".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

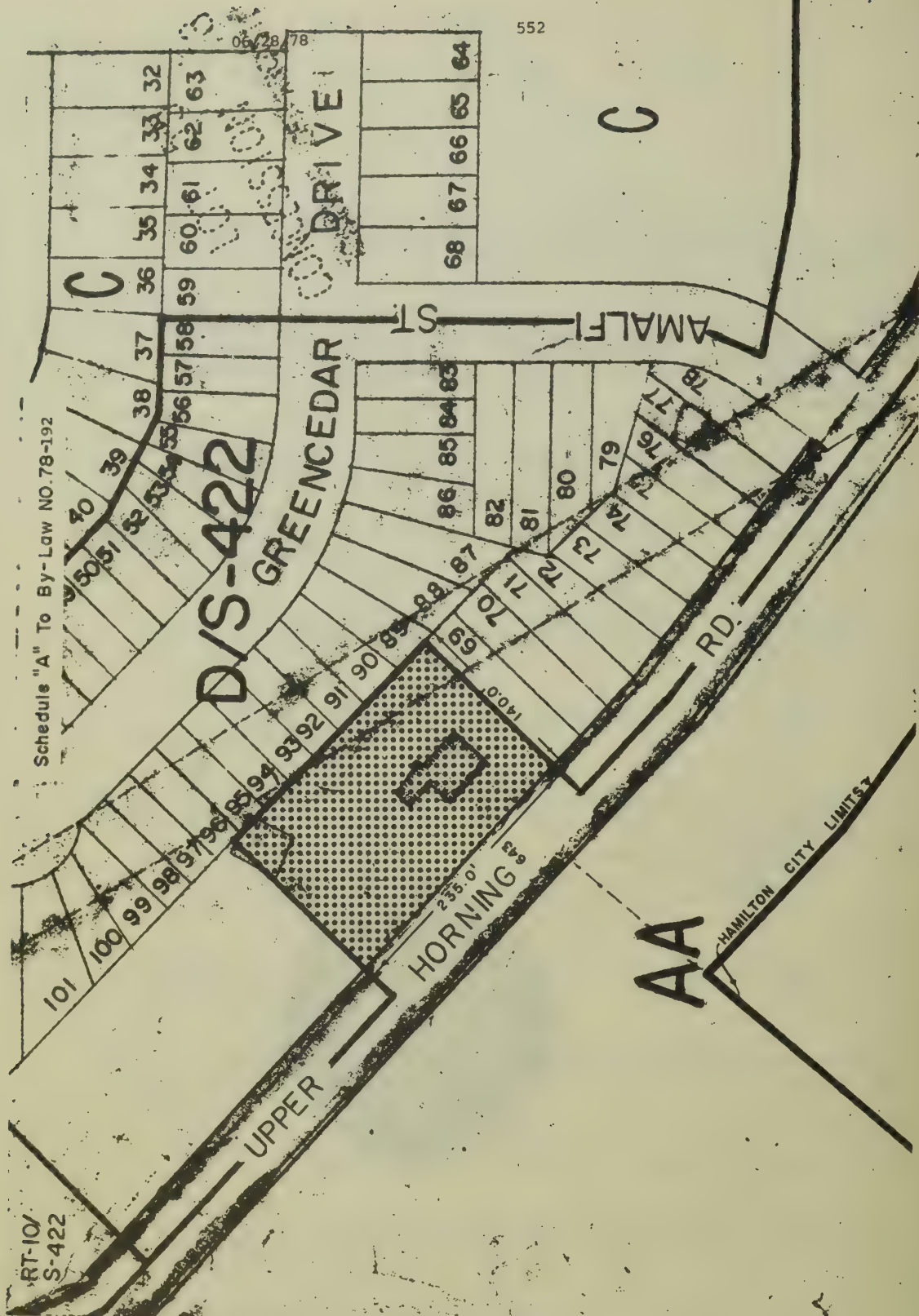
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor





Lands on Part of Sheet No. W-37C of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

Bill No. 192

This is Schedule "A" to By-law No. 78-192 passed the 28th day of June, 1978

John A. Macdonald
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. Macdonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 193

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 700 LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variance as a special requirement:

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structures shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirement referred to in section 2.

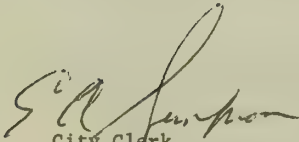
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-590".

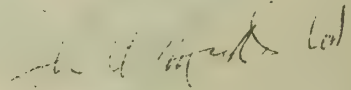
5. Sheet No. E-38B of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-590".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

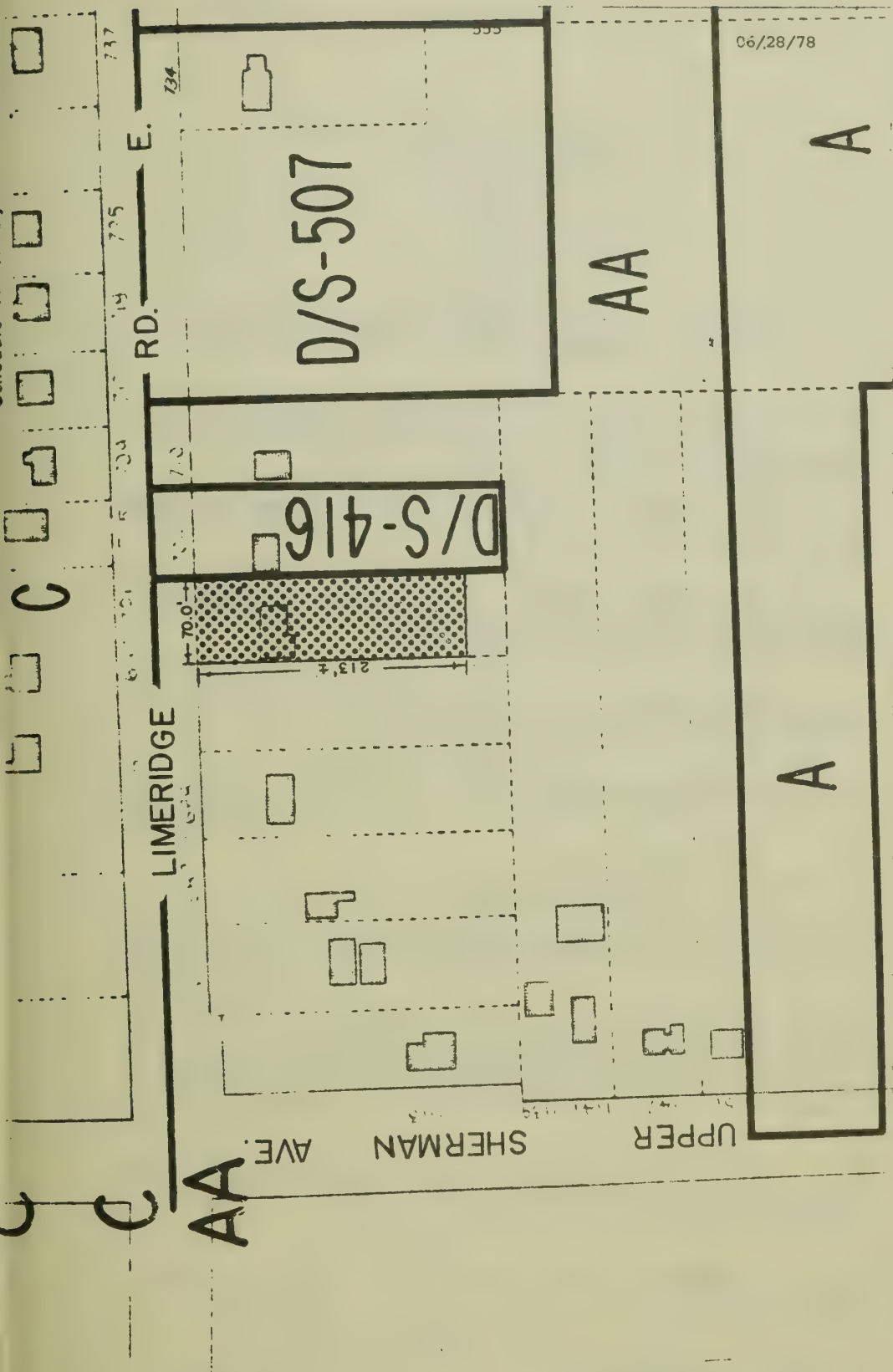
PASSED this 28th day of June 1978.


City Clerk


Mayor



(1978) 18 R.P.D.C. 4, June 27
Celac Construction Limited, Owner
ZA 78-24



LEGEND

Lands on Part of Sheet No. E-38B of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.



Bill No. 193

This is Schedule to By-law No. 78-193 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 194

To Amend:

Zoning By-law No. 6593

Respecting:

"M-15" (PRESTIGE INDUSTRIAL) DISTRICT

WHEREAS section 17C of By-law No. 6593 provides for regulations for Prestige Industrial Districts;

AND WHEREAS it is desirable to provide for additional uses for the "M-15" (Prestige Industrial) district;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (h) of subsection 3 of section 17C of By-law No. 6593 is amended by adding thereto the following subclause:

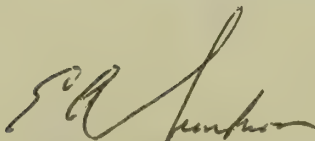
(ii) public uses:

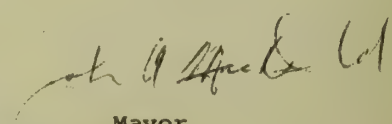
1. district yard;
2. sanitary transfer station.

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-195

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 987 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

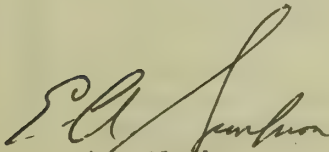
- (a) by changing from "AA" (Agricultural) district to "I-c" (Planned Development - Commercial) district, the land,

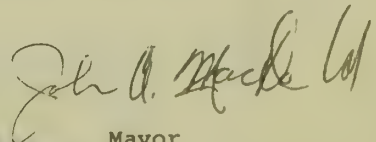
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

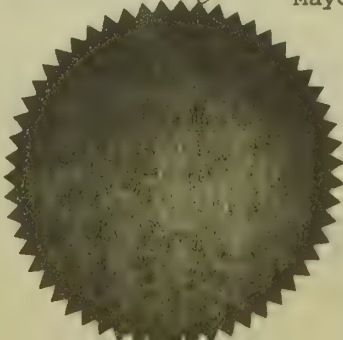
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June A.D. 1978.


City Clerk

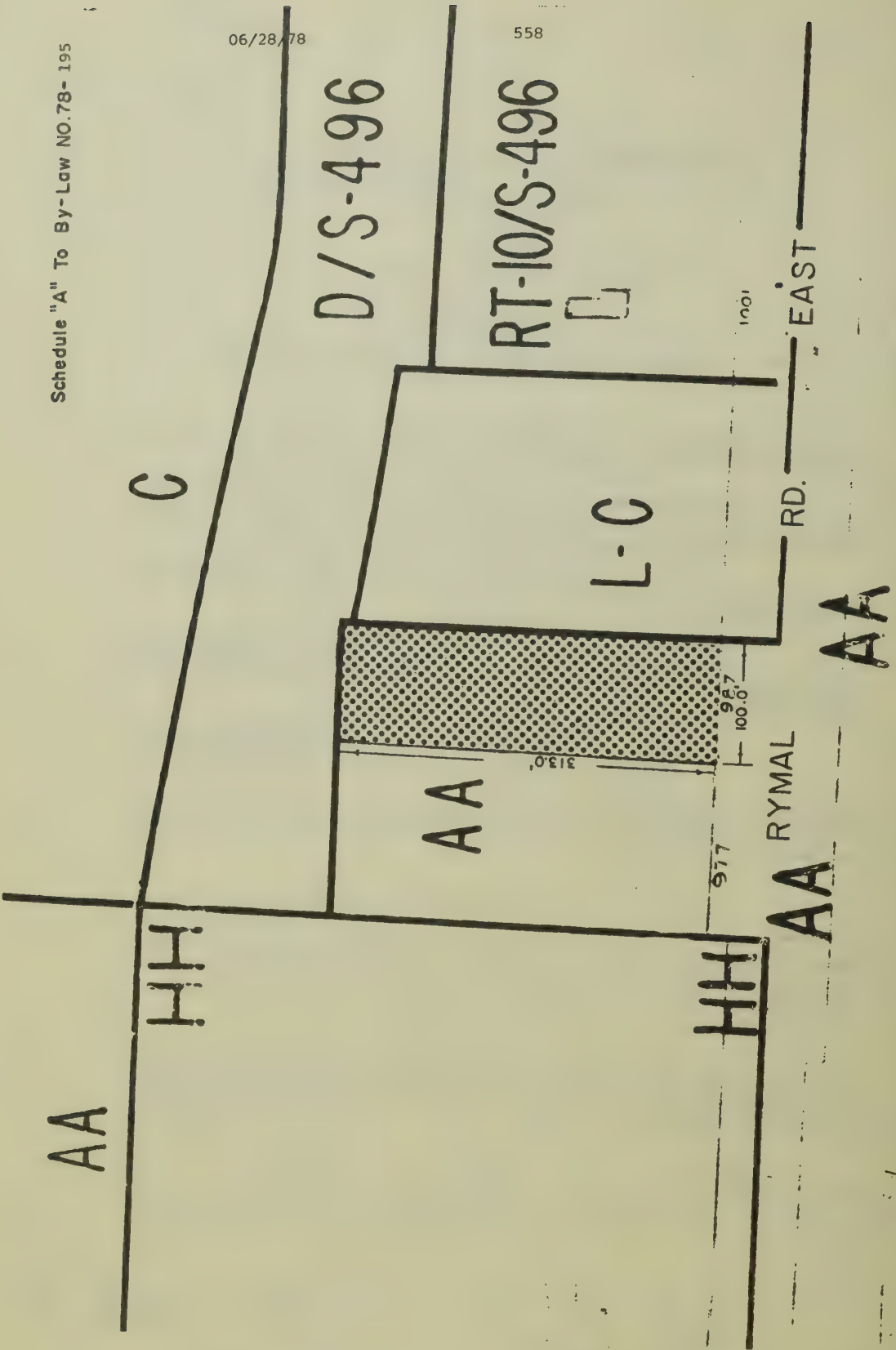

Mayor

(1978) 18 R.P.D.C. 8, June 27
City Initiative 77-X



06/28/78

558



LEGEND

Lands on part of Sheet No. E-49D of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "L-C" (Planned Development - Commercial) District.



Bill No. 195

This is Schedule "A" to By-law No. 78- 195 passed the 28th day of June, 1978

Ed. L. Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. Macdonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 196

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 615 and 621 UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.
2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a minimum side yard of 4 feet shall be provided and maintained for that side of a lot flanking a street.
3. Notwithstanding section 10(4) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 30 feet and an area of at least 3,000 square feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor

shall any land be used, except in accordance with,

(a) the "D" District provisions,

subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-589".

5. Sheet No. W-27A of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-589".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.

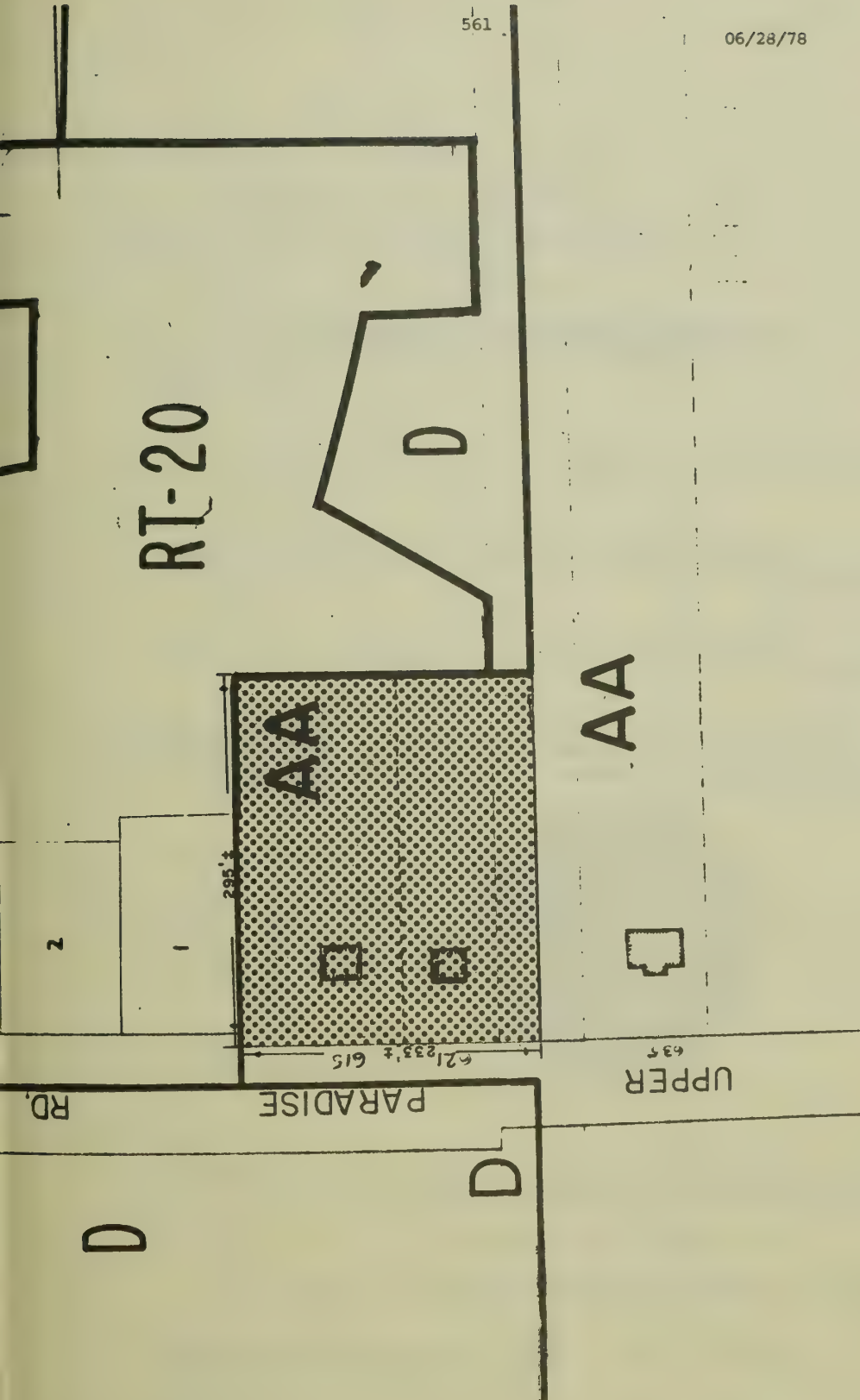

City Clerk


Mayor



(1978) 18 R.P.D.C. 3, June 27
Patrick Walsh and Eva Swanston, Owners
ZA 78-20

06/28/78



LEGEND

Lands on Part of Sheet No. W-27A of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.



Bill No. 196

This is Schedule to By-law No. 78-196 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

Ed Simpson

John G. Macdonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 197

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE SOUTH SIDE OF LIMERIDGE ROAD EAST
IN THE AREA EAST OF UPPER OTTAWA STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" District provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.
2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a minimum side yard of 4 feet shall be provided and maintained for that side of a lot flanking a street.
3. Notwithstanding section 10(4)(i) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 30 feet and an area of at least 3,000 square feet.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "D" District provisions,

subject to the special requirements referred to in section 1.

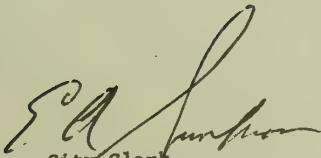
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-592".

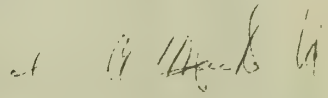
4. Sheet No. E-59B of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-592".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor



SCHEDULE "A" TO BY-LAW No. 78-197

PLAN

SHOWING

**PART OF LOT 3-CONCESSION 7
FORMERLY IN THE TOWNSHIP OF BARTON**

CITY OF HAMILTON

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

SCALE : 1"=200'



LIMERIDGE ROAD EAST ROAD ALLOWANCE BETWEEN CONCESSIONS 647

NORTH EASTERN CORNER LOT 3, CON. 7-

563.37; N 18.03'E

$R = 140.34'$
 $CHORD = 140.34'$
 $60^{\circ} 38' 15''$
 $N 51^{\circ} 12' 50'' W$
 PROPOSED MOUNTAIN FREEWAY

$A = 140.84'$
 $RADIUS = 5280.91'$
 $CHORD = 140.84'$

ARC = 692.52' RADIUS

ROAD ALLOWANCE BETWEEN LOTS 2 & 3

A.J. CLARKE & ASSOCIATES
ENGINEERS AND SURVEYORS
HAMILTON - ONTARIO

704

LOT 3 CONCESSION. 7

Bill No. 198

This is Schedule "A" to By-law No. 78-197 passed the 28th day of June, 1978

W. A. Johnson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 198

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 181 SHERMAN AVENUE NORTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-21 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "D" (Urban Protected Residential, One and Two Family Dwellings, etc.) district, to "H" (Community Shopping and Commercial, etc.) district, the land,

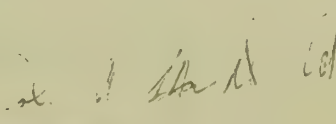
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

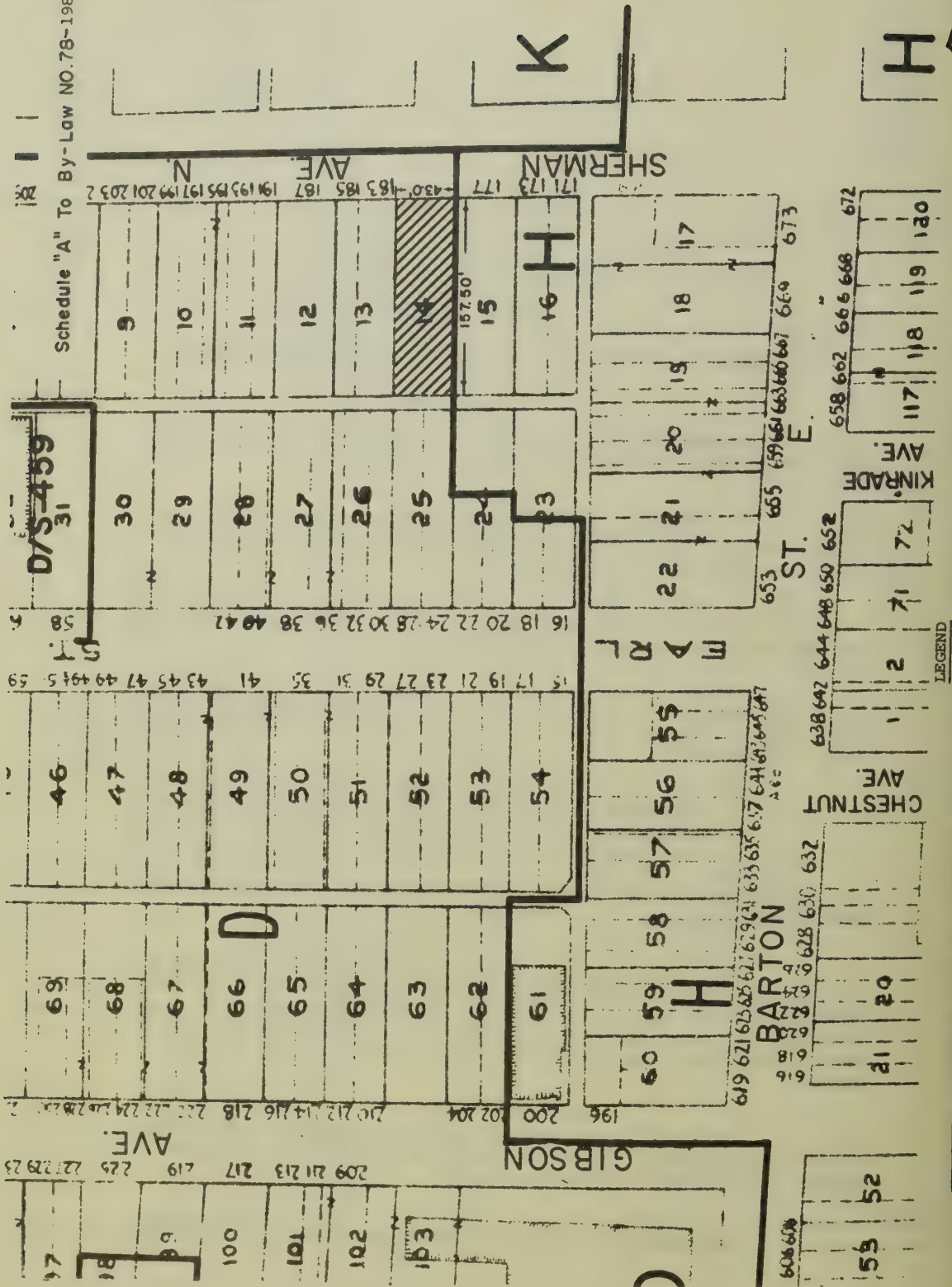
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor

Schedule "A" To By-Law NO.78-198



Bill No. 199

This is Schedule "A" to By-law No.78-198 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 199

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 344 HUNTER STREET WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-13 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "D" (Urban Protected Residential, One and Two Family Dwellings, etc.) district, to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. Notwithstanding section 14(3)(ii)(a) of By-law No. 6593, no side yard shall be required along the north limit of the lot;
- 2. Notwithstanding section 14(3)(iii) of By-law No. 6593, there shall be provided and maintained a rear yard of not less than 4 feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "H" District provisions,

subject to the special requirements referred to in section 2.

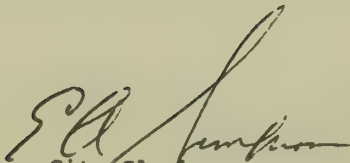
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-584".

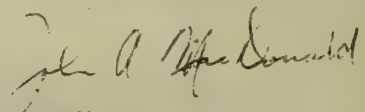
5. Sheet No. W-13 of the District Maps, is amended by marking the lands referred to in section 1 of this by-law, "S-584".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor

(1978) 17 R.P.D.C. 2, May 30
Ruth Quit, Owner
ZA 77-84



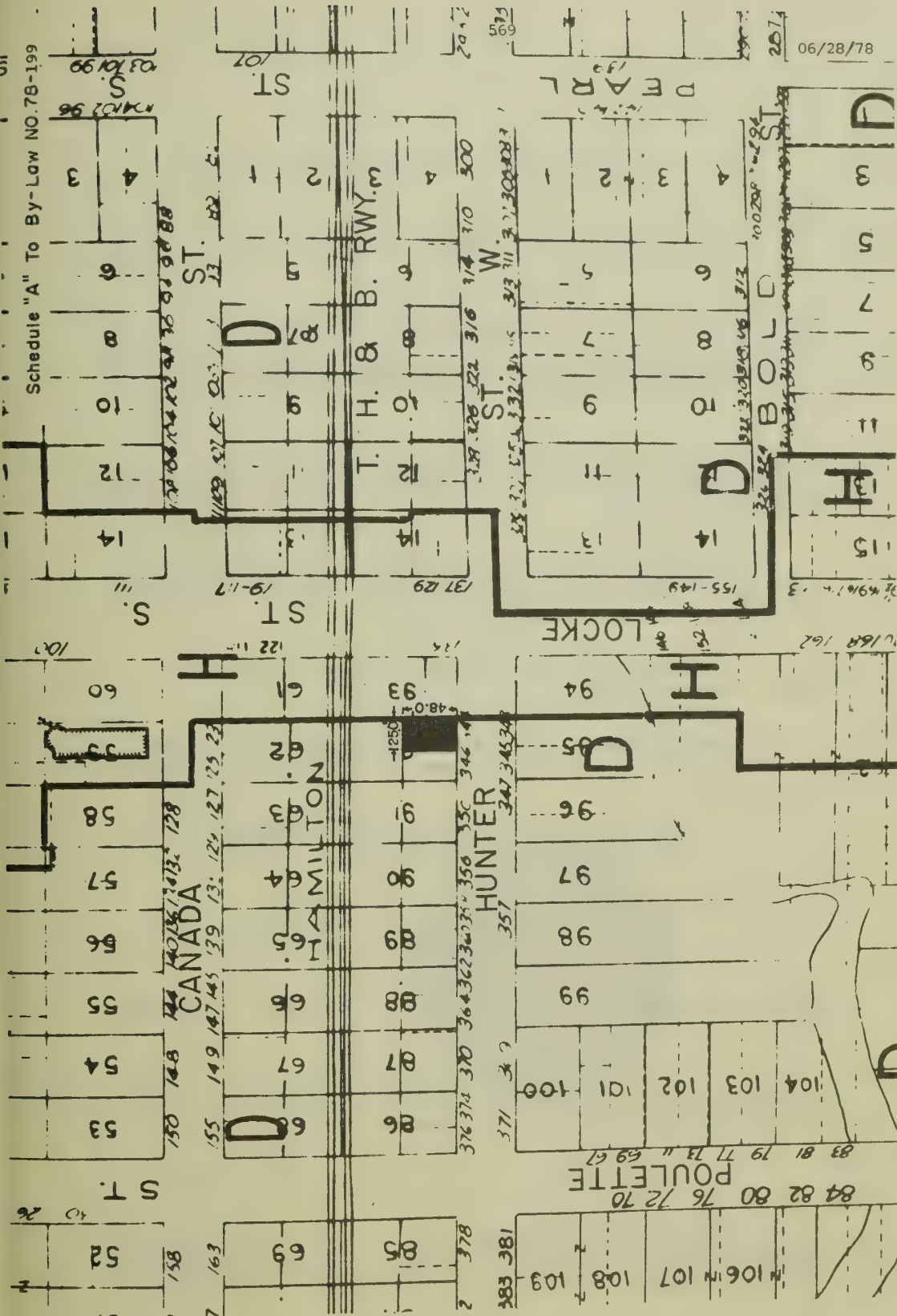
This is Schedule "A" to By-law No. 78-199 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

Bill No. 200



LEGEND

Lands on Part of Sheet No. W-13 of The Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District.

Scale: 100' = 1"

06/28/78

Schedule "A" To By-Law NO. 78-199

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 200

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF UPPER PARADISE ROAD,
IN THE AREA SOUTH OF STONE CHURCH ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-37C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 2,

the extent and boundaries of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the land referred to as Block 2 and shown on schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land comprised in Block 2 be used, except in accordance with,

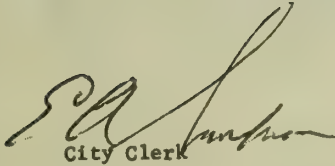
(a) the "D" District provisions applicable to Block 2,

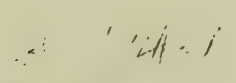
subject to the special requirement referred to in section 2.

06/28/78

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-587".
5. Sheet No. W-37C of the District Maps is amended by marking the lands referred to in section 2 of this by-law, "S-587".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.

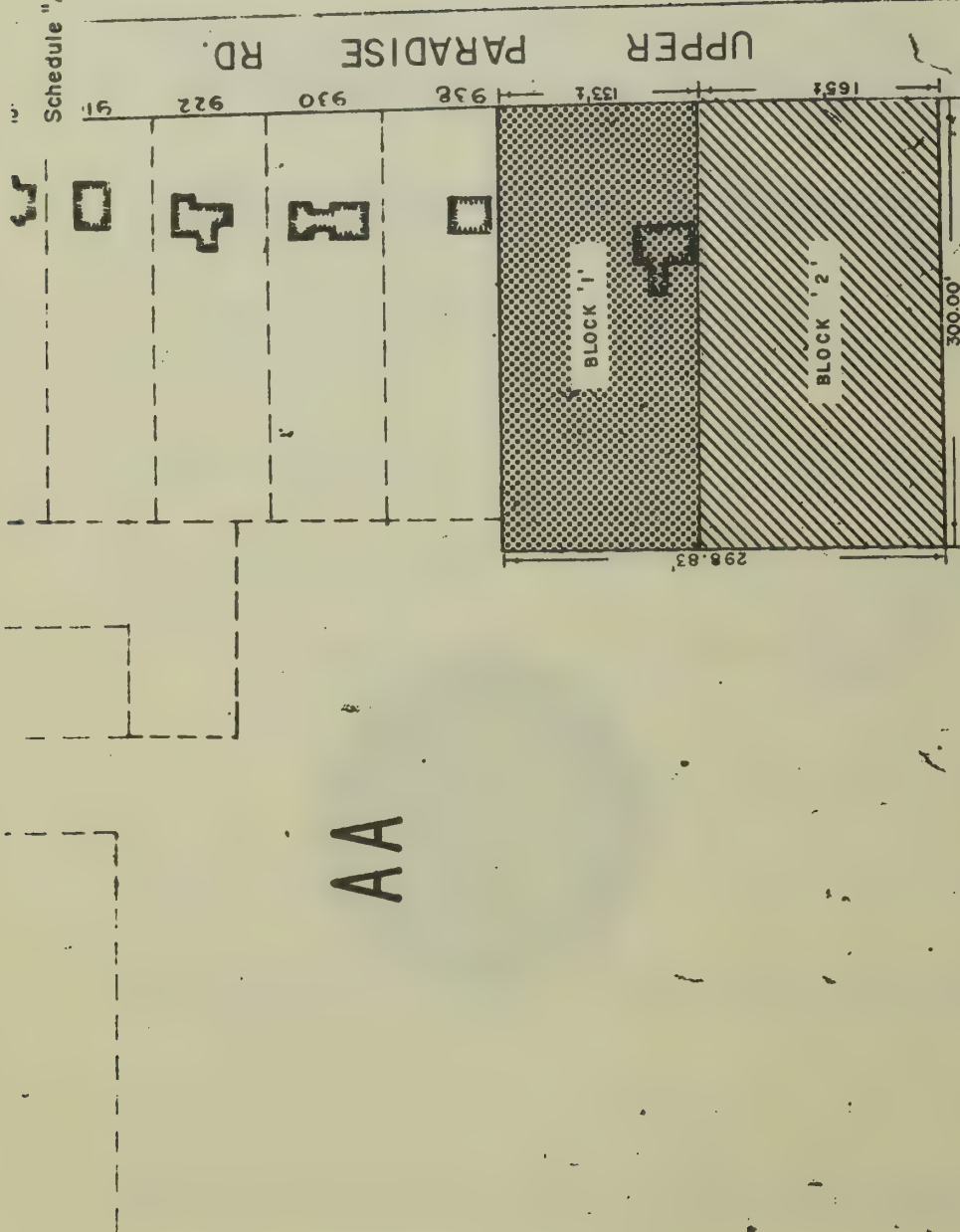

City Clerk


Mayor



(1978) 18 R.P.D.C. 1, June 27
Michael Yaksich, Owner
ZA 77-18

AA



AA

Lands on Part of Sheet No. W-37C of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to:

- Block 1 "C" (Urban Protected Residential, etc.) District.
- Block 2 "D" (Urban Protected Residential - One and Two Family

Bill No. 201

This is Schedule "A" to By-law No. 78-200 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]



Scale: 1" = 100'

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 201

To Amend:

Zoning By-law No. 70-203

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER WENTWORTH STREET
BETWEEN MOHAWK ROAD AND LIMERIDGE ROAD

WHEREAS By-law No. 70-203 rezoned the land comprised of 60 acres shown on schedule "A", more particularly located on the east side of Upper Wentworth Street between Mohawk Road and Limeridge Road, from "AA" (Agricultural) district to "G-2" (Regional Shopping Centre) district and restricted ingress to and egress from streets other than Upper Wentworth Street and Limeridge Road;

AND WHEREAS By-law No. 71-76 amended By-law No. 70-203, in accordance with the Minister's Modification of Official Plan Amendment No. 226, approved by the Minister on the 8th day of December, 1970 so as to restrict development of approximately 40 acres of the land;

AND WHEREAS By-law No. 70-203, as amended by By-law No. 71-76, was approved by the Ontario Municipal Board, (File No. R-3711), on the 4th day of January, 1972;

AND WHEREAS it is desirable to remove the restriction in By-law No. 70-203 relating to ingress to and egress from the land and to remove the restriction in the said By-law, as amended by By-law No. 71-76, providing for the use only of 40 acres for the purpose of a Regional Shopping Centre;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 70-203, passed on the 28th day of July, 1970, as amended by sections 1 and 2 of By-law No. 71-76, passed on the 30th day of March, 1971, is repealed.
2. Sections 3 and 4 of By-law No. 70-203 are repealed.
3. By-law No. 71-76 is repealed.

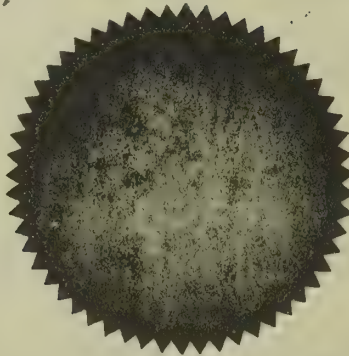
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of June 1978.


City Clerk


Mayor

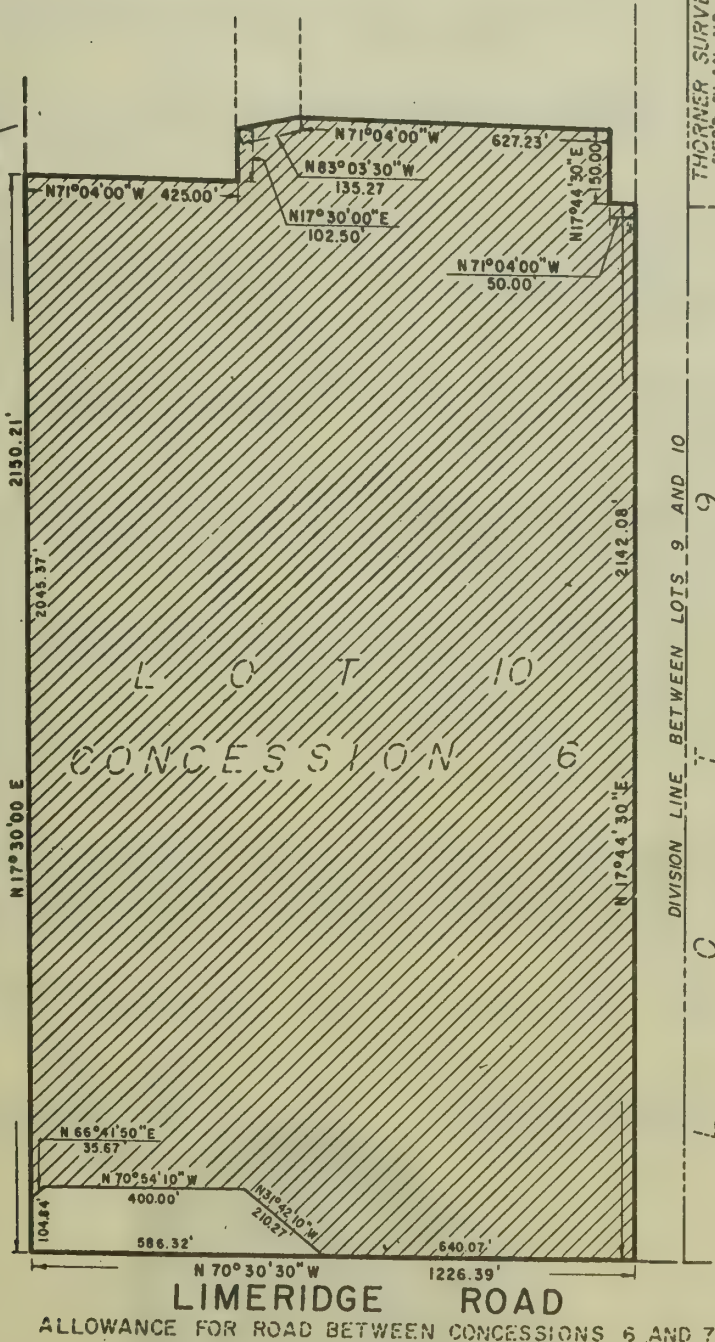


(1978) 18 R.P.D.C. 7, June 27
Genstar Commercial Development Company, owner
ZA 78-28

SCALE 1" = 300'

UPPER WENTWORTH STREET SOUTH

ALLOWANCE FOR ROAD BETWEEN LOTS 10 AND 11



NOTE:

BEARINGS HEREON ARE REFERRED TO THE
WESTERLY LIMIT OF THORNER SURVEY NO. 1
REGISTERED PLAN NO. 1215 ASSUMED
TO BE N17° 04' 00" E.

SCHEDULE "A" TO BY-LAW No. 78-

THORNER SURVEY NO. 1
REGD. PLAN NO. 1215

MARSHALL, MACKLIN and MONAGHAN
ONTARIO LAND SURVEYORS
103 JOHN STREET SOUTH, HAMILTON 529-5319

Drawn by: I.R. Chk by: D.J.H. Scale: 1"=300' Orig. No. L - 754

DATE 19 JUNE 1970

D.J. Hume
ONTARIO LAND SURVEYOR

Bill No. 202

This is Schedule "A" to By-law No. 78- 201 passed the 28th day of June, 1978

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

BILL NO. 203

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 78- 202

TO REPEAL EXPROPRIATION BY-LAW 78-161

WHEREAS By-law 78-161 was enacted on May 30, 1978 to authorize the expropriation of 19 and 21 Margaret Street for redevelopment;

AND WHEREAS the Expropriations Act required that each person be served with Notice of the City's Application for Approval to Expropriate;

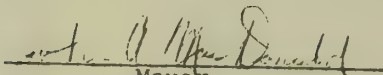
AND WHEREAS a limited company, which has an interest in 19 and 21 Margaret Street has not received Notice of the City's Application;

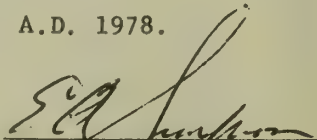
NOW THEREFORE, in order to comply with the Expropriations Act to give Notice to all persons having an interest in the said property prior to the expropriation of the property;

It is hereby enacted;

1. That Expropriation By-law 78-161 passed May 30, 1978 to authorize the expropriation of 19 and 21 Margaret Street be and is hereby repealed.

PASSED this 28th day of June A.D. 1978.


Mayor


City Clerk



BY-LAW NO. 78- 203

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27th DAY OF JUNE A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

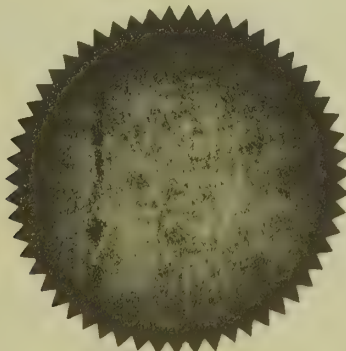
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of June A. D., 1978.


City Clerk


Mayor



THE CORPORATION OF THE CITY OF HAMILTON

Bill No. 212

BY-LAW NO. 78 - 204

TO AUTHORIZE AND REGULATE THE 1978 ROAD RACE

AND

TO AUTHORIZE AN AGREEMENT WITH

TRIESS PROMOTIONS LIMITED AND THE REGIONAL MUNICIPALITY
OF HAMILTON-WENTWORTH

WHEREAS section 354(1)60 of The Municipal Act, R.S.O. 1970, Chapter 284 empowers the councils of local municipalities to pass by-laws for licensing, regulating and governing, the holding of motor vehicle races;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Triess Promotions Limited is hereby authorized to hold a motor vehicle race on the following portions of highways, (City Streets):

1. MACNAB STREET, from Main Street to King Street,
2. PARK STREET, from King Street to York Boulevard,
3. HESS STREET, from Cannon Street to York Boulevard,

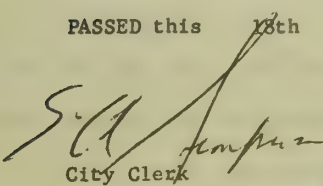
and on the following portions of highways, (Regional Roads):

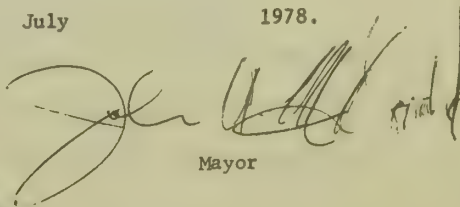
1. MAIN STREET WEST, from west of Bay Street South to MacNab Street,
2. KING STREET WEST, from MacNab Street to Bay Street,
3. YORK BOULEVARD, from east of Park Street to Cannon Street,
4. BAY STREET, from Cannon Street to Main Street West,
5. CANNON STREET, from York Boulevard to Hess Street,
6. CANNON STREET, the southerly, west bound lanes, from Hess Street to Caroline Street,
7. CANNON STREET, from Caroline Street to east of Bay Street North,

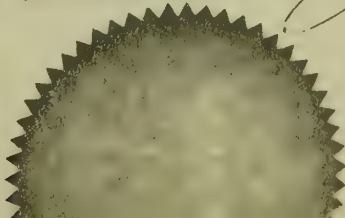
from 1:30 p.m. to 6:00 p.m. on August 6, 1978, and
from 8:00 a.m. to 5:00 p.m. on August 7, 1978, subject
to a by-law being enacted to stop-up the said portions
of highways.

2. The said motor vehicle race shall be regulated by an Agreement dated July 17, 1978, between The Corporation of the City of Hamilton and Triess Promotions Limited, and The Regional Municipality of Hamilton-Wentworth, attached hereto as Schedule "1".
3. The Mayor and City Clerk are authorized to execute the said Agreement, which is hereby approved.

PASSED this 18th day of July 1978.


City Clerk


Mayor



AGREEMENT dated this 17th day of July, 1978

Schedule "1" to
By-law No. 78-204

B E T W E E N:

THE CORPORATION OF THE CITY OF HAMILTON

(hereinafter called "the City")

- and -

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

(hereinafter called "the Region")

- and -

TRIESS PROMOTIONS LTD.

(hereinafter called "the promoter")

WHEREAS the promoter has applied to the City and the Region for permission to conduct a Formula Atlantic Race event (hereinafter called "the race") including time trials, on Sunday, August 6th, 1978 and Monday, August 7th, 1978 in the City of Hamilton;

AND WHEREAS the proposed race would require the use and closure, to traffic, of certain highways and streets in the City of Hamilton, some of which are under the jurisdiction of the Region, and some of which are under the jurisdiction of the City;

AND WHEREAS in addition, certain necessary special costs and services would be incurred by and furnished by the City or the Region which the promoter has agreed to pay at its sole expense;

AND WHEREAS the Council of the City, at its meeting on November 8th, 1977, in adopting Item 6(a) of the Report of the Traffic and Engineering Committee, granted its approval of the proposed race subject to the execution of this agreement by the parties;

AND WHEREAS the Council of the Region, at its meeting on November 15th, 1977, in adopting Item 10 of the 20th Report of the Engineering Services Committee, granted its approval of the proposed race, subject to the execution of this agreement by the parties;

WITNESSETH, that in consideration of the mutual promises, conditions and covenants herein given and other good and valuable consideration, and more particularly including, without limiting the generality of the foregoing, in consideration of:

1. The Region and the City permitting the holding of the race on certain highways and streets in the City of Hamilton.
2. The promoter conducting a Formula Atlantic Race event which will promote interest and tourism in the City and Region together with all the benefits related thereto, and which will provide entertainment to the general public.
3. The promoter agreeing to pave a portion of Bay Street and Park Street in the City of Hamilton.
4. The promoter agreeing to reconstruct a portion of the sidewalks at York Street and Bay Street in the City of Hamilton.
5. The promoter agreeing to charter vehicles from the Hamilton Street Railway Company.
6. The promoter agreeing to rent property from the City adjacent to the race course.

the parties hereto hereby covenant and agree as follows:

1. The Region and the City hereby grant to the promoter approval to hold the proposed race on the terms and conditions contained herein.

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2. It is understood and agreed by the parties that neither the City nor the Region are to be deemed a co-promoter or sponsor of the race in any respect whatsoever and this agreement for the holding of the race is not to be deemed or construed as a joint venture as between the City or Region and any other party hereto.
3. The promoter shall be responsible for complete compliance with all conditions set forth in this agreement. It is understood and agreed that during the times the race and practices therefor are actually in progress, the supervision and control of the actual race course and associated maintenance areas and the supervision of the conduct or procedure of drivers in those areas is solely that of The Canadian Automobile Sports Clubs (hereinafter referred to as CASC) and their marshalls and those areas are not then under the control or management of the promoter. At all such times, the promoter shall nevertheless immediately, strictly comply with any directive, order, instruction, or request of the CASC personnel in charge of the race or practice or requests of the City, the Region, or any of their agents or servants overseeing the conduct of the race or practice.
4. Notwithstanding any other provision, express or implied, in this agreement, the Regional Chief of Police or his representative for the purpose of this agreement shall have the right to take such action as he deems necessary, temporarily or otherwise, without giving any notice or reasons therefor and without recourse by anyone claiming to be affected thereby, whether parties to this agreement or not.

5. It is understood and agreed by all parties hereto that any permission granted for racing or closure of roadways in this agreement by the City and the Region shall be made pursuant to Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284, as amended, and are limited to the days of August 6th, 1978 and August 7th, 1978, only. It is further understood that the times of complete roadway closure for the race are restricted to the hours only of 8:00 a.m. to 6:00 p.m. on Sunday, August 6th, 1978 and the hours of 8:00 a.m. to 5:00 p.m. on Monday, August 7th, 1978. At all other times the roads or streets of the race course shall be kept open to traffic. The parties agree and understand that any special road work or improvement deemed necessary for the race and installed or constructed by the promoter or its agents at its request, shall not be deemed to be of benefit to the City or Region and are not to be taken into account so as to reduce the promoter's financial obligations herein to the City or the Region. Notwithstanding the above it is agreed that ingress and egress to all properties and residences must be maintained at all times unless otherwise agreed to and consented to in writing by the property owners and occupants. It is the sole responsibility of the promoter to procure any and all consents and approvals that the City and the Region in their opinion may deem to be required from any person for the closing of the roads under the Municipal Act. Such consents shall be forwarded to the Region and the City on or before July 21st, 1978. It is further agreed that there will be no racing trials or practices on Sunday, August 6th, 1978, before 1:30 o'clock in the afternoon, in keeping with the Lord's Day Act.
6. The City and the Region agree and hereby permit the promoter to undertake certain preliminary work prior to the above dates and times. All such preliminary work shall be subject to the prior written approval of the City Engineer (for work along roadways under the jurisdiction of the City) or the Regional Commissioner of Engineering (for work along roadways under the jurisdiction of the Region) as the case may be. These works, as more fully described in Schedule 'A' attached hereto, shall generally include erection of barrier fence, construction of ramps, placing of pavement, etc.

7. The race course shall consist of those streets in the City of Hamilton identified by name and shown in heavy colouring on the diagram attached as Schedule 'B' to this agreement. The race will start and finish on Main Street, at City Hall, and will proceed from east to west on Main Street West, then northerly on Bay Street and so continue along the route of the race course.
8. The promoter shall be liable to pay to the City, Region, or Regional Police Force all special or extraordinary costs of the type shown in Schedule "C" hereto and similar costs including, without limiting the generality of the foregoing, all overtime wages and salaries, incurred by the City and Region arising from or associated with the race, all such costs and payments to be in priority to all other claims of whatsoever kind, by whomsoever made, against the promoter. All such costs shall be paid in full to the City and Region by the promoter within thirty (30) days after written demand therefor is delivered to the promoter, as provided herein, except such estimated costs as the City and Region shall require the promoter to pay in advance of the race. Schedule 'C', attached hereto, outlines the estimated costs to be incurred by the City and Region. The promoter hereby agrees to pay these estimated costs in full on or before July 25th, 1978. In the event that these estimated costs exceed the actual cost then the City, Region, and Regional Police Force agree to reimburse the promoter their respective amounts of the difference or overpayment within thirty days of the race, subject to the condition that any such overpayment shall firstly be used to off set any other costs for which the promoter is liable to the City or the Region. In the event that the actual costs exceed the estimated costs then the City, Region and Regional Police Force shall invoice the promoter for their respective amounts of the difference or underpayment as provided herein.

9. All advance payments required by this agreement, together with all insurance policies and other documentation required by this agreement to be furnished to the City and Region by the promoter, shall be submitted to the City and Region not less than ten (10) working days prior to the 6th day of August, 1978, unless earlier required. The promoter shall submit this agreement, executed by it, to the City and Region on or before the ^{18th} ~~12th~~ day of July, 1978. Any payments required by this agreement to be paid to the City may be paid by certified cheque, payable to THE CORPORATION OF THE CITY OF HAMILTON. Any payments required by this agreement to be paid to the Region may be paid by certified cheque, payable to the REGION OF HAMILTON-WENTWORTH.
10. The promoter shall provide and maintain for the protection of the City and Region an insurance policy from an insurer licensed to do business in Ontario, which shall name THE CORPORATION OF THE CITY OF HAMILTON, THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH, HAMILTON PLACE, AND HAMILTON PERFORMING ARTS CORPORATION INC., including their employees, servants, or agents as insureds therein, with a cross liability provision in respect of the named insureds, and coverage of no less than Ten Million Dollars, (\$10,000,000.00), each occurrence, insuring the City and Region against damage to their property and claims arising out of damage to property of members of the public, employees, servants or agents of the City, Promoter, Region or CASC or death of or injury to members of the public, employees, servants or agents of the City, Promoter, Region or CASC arising out of the holding of the race. The said policy is to be approved by the City and Region.
11. The promoter shall and does hereby at all times during the currency of this agreement, indemnify and save harmless the City and Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss, including, without limiting the generality of the foregoing, any loss of revenue, or claim for same, which the City or Region may bear, suffer or be put to by reason of any

damage to property of or death of or injury to any members of the public, employees, servants or agents of the City, Promoter, Region or CASC arising from the holding of the race.

The City or Region, as the case may be, will notify the promoter promptly of all such claims asserted against them.

12. Notwithstanding the provisions of paragraph 11 hereof, the promoter shall and does hereby indemnify and save harmless the City and Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses or loss of the nature of loss of revenue, injurious affection or loss of enjoyment of any usual right of ingress or egress, arising out of the City's and Region's closure of the said roads under their respective jurisdictions.
13. The promoter shall provide and maintain for the protection of the City and Region an insurance policy from an insurer licensed to do business in Ontario, which shall name THE CORPORATION OF THE CITY OF HAMILTON and THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH as an insured therein and with coverage of not less than Five Hundred Thousand Dollars, (\$500,000.00), insuring the City and the Region against claims of the nature of the loss of revenue, injurious affection or loss of enjoyment of any usual right of ingress or egress, arising out of the City's and Region's closure of the said roads under their respective jurisdictions. The City or Region, as the case may be, will notify the promoter promptly of all such claims asserted against them.
14. Any and all police protection which, in the opinion of the Chief of the Hamilton-Wentworth Regional Police Force, shall be required for crowd control and other security for the race event, shall be arranged by the promoter, at its sole expense, with the said Chief of Police, and shall be paid by the promoter to the said Chief of Police by certified cheque not less than ten (10) working days in advance of the race.

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15. The promoter shall observe and comply with all laws, statutes, by-laws, regulations, notices and directives and shall ensure that the same are observed and complied with by all persons in or associated with the race while on or in the vicinity of the race course without requiring any prior notice of, such laws, statutes, by-laws, regulations, notices, and directives from the City or Region nor from any government body or duly authorized servant of any of them. Further, it is the sole responsibility of the promoter to secure all necessary approvals and consents in writing for the holding of the race.
16. The City and the Region agree to use their best efforts to close the roads under their respective jurisdictions pursuant to Section 443 of The Municipal Act, for the times as set out in this agreement, however, the parties herein hereby agree that neither the City nor the Region is to be held liable to anyone for any failure to close roads under their respective jurisdictions, pursuant to Section 443 of The Municipal Act.
17. With respect to the policies of insurance referred to in clauses 10 and 13 hereof, the promoter shall provide the City and the Region with evidence in the policies, at the time of submission of the said policies to the City and the Region for their approval, that such insurance coverage shall be in full force and effect, notwithstanding any improper or defective procedures followed by the City or the Region in the closing of the roads under their respective jurisdictions.

18. The parties hereto hereby agree that in the event the promoter fails to submit to the City and the Region:
- (a) The monies referred to in clause 8 of this agreement on or before the latest date specified in clause 9 hereof;
 - (b) The insurance policies referred to in clauses 10 and 13 of this agreement on or before the latest date specified in clause 9 hereof;
 - (c) Any and all consents required by the City and the Region pursuant to clause 5 hereof on or before July 21st, 1978;
- then the City or the Region or both of them may immediately in their sole discretion withdraw its or their approval and consent to the road race and to the use of the roads under its or their jurisdiction, without notice or reasons and without recourse by anyone claiming to be affected thereby, whether parties to this agreement or not.
19. In the event that the City or the Region withdraw its approval or consent to the road race under clause 18 hereof then the promoter shall and does hereby at all times during the currency of this agreement agree to indemnify and save harmless the City and Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses or losses arising from the withdrawal of approval and consent to the road race.
20. The City and Region agree to make available sufficient technical manpower and labour and equipment required to permit the promoter to hold the race such as, without limiting the generality of the foregoing, firefighting personnel and equipment, street sweeping personnel and equipment, and the like, at or near the time of the race and to reasonably co-operate with the promoter in making arrangements for the race. Nevertheless, the parties hereto agree that traffic interruption is to be kept to the minimum necessary to hold the race.

21. Any safety barriers and associated paraphernalia or other encumbrances of the races shall be removed from all intersections immediately following the final race event each day. Any safety barriers and associated paraphernalia or other such goods and encumbrances of the race shall be removed from all vehicular accesses to private properties within 12 hours following the final race. Any privately-owned goods and equipment other than race course safety barriers and associated paraphernalia shall be removed from the vicinity of the race course within 12 hours following the end of the final race. In the event that any such goods and encumbrances are not removed, the City or Region may remove or dispose of such privately-owned equipment as it shall in its sole discretion deem fit, without recourse by the owner thereof, or any other person claiming to be interested therein. The promoter agrees to advise all participants of the race of this provision. The race course safety barriers and associated paraphernalia will be removed from the site of the race course by the promoter within forty-eight (48) hours after the end of the final race. All such barriers and paraphernalia shall be removed from all intersections and vehicular accesses abutting or within the race course by not later than 5:00 a.m., Tuesday, August 8th, 1978, failing which, the City or Region shall be at liberty to forthwith remove the same at the promoter's sole expense.

- 11 -

22. Following the end of the final race, the promoter shall restore the race course within four (4) working days to its original condition, unless otherwise agreed to, suitable for traffic, at its sole cost and expense, to the satisfaction of the City Engineer and the Commissioner of Engineering, failing which, the City or Region shall be at liberty to forthwith restore the same at the promoter's sole expense.
23. The promoter shall be responsible for litter control for all activities associated with the race, including debris resulting from the audience both inside and outside the race course, concessions, food outlets, souvenir vendors, etc. Without limiting the generality of the foregoing it is agreed that the promoter shall be responsible for litter control within the area bounded by Hunter Street, Hess Street, Cannon Street and Hughson Street. All lands within these limits and accessible to the public shall be maintained by the promoter in litter free condition throughout and immediately after each day's event. The promoter is hereby authorized and required to erect and place all necessary containers and bins suitable for litter control. The said bins and containers shall be supplied by the promoter in sufficient quantities and maintained sufficiently empty to induce the public to use them, rather than litter the area.
24. This agreement shall enure to the benefit of and be binding upon the parties hereto and their respective successors and assigns. This agreement shall not be assigned by the promoter without the prior approval of the Councils of both the City and the Region, which approval may be arbitrarily withheld.

25. The failure by any party hereto at any time to require performance by another party of any provision hereof shall in no way affect its right thereafter to enforce such provision. Nor shall the waiver by any party of any breach of any covenant, condition or proviso hereof be taken or held to be a waiver of any further breach of the same covenant, condition or proviso.
26. If any provision of this agreement shall be found to be or be deemed illegal or invalid, the remainder of the agreement shall be construed as if such invalid provision were omitted.
27. The code of rules of the Federation Internationale de l'Automobile as it shall exist on the 6th and 7th days of August, 1978, governing automobile races of the Formula Atlantic category, as set out in the 1978 F.I.A. Yearbook of Automobile Sport, shall be deemed to be incorporated herein and the road race contemplated by this agreement shall be run strictly according to such code.
28. Attached hereto and forming Schedule 'D' to this agreement is a true copy of an agreement dated July 31, 1978 made between the  promoter and Canadian Automobile Sports Clubs. The promoter warrants to the other parties hereto that such agreement is in full force and effect and has not been varied or amended. The promoter shall be liable to the City or Region for any damages or claims to the City or Region resulting from any breach of the Agreement between the promoter and CASC.
29. Time shall be in all respects of the essence hereof.
30. The addresses of the respective parties for service of notices under this agreement are as follows:

The Corporation of the City of Hamilton
Attention: City Clerk
71 Main Street West
City Hall
Hamilton, Ontario L8N 3T4

The Regional Municipality of Hamilton-Wentworth
Attention: The Regional Clerk
100 Main Street East
Hamilton, Ontario
L8N 3W4

Triess Promotions Limited
155 James Street South
Suite 815
Hamilton, Ontario
L8P 3A3

- 13 -

Any notice to be given by one party to another party hereto shall be deemed to be properly given if delivered or mailed, by prepaid ordinary mail, addressed to that party as set out above, provided that any notice so mailed shall be deemed to be received on the third business day following the day of such mailing, provided further, that, for purposes of efficient communication during the period immediately before, during and immediately after the road race, the promoter, and the City and Region jointly, shall each designate at least ten (10) working days prior to the 6th day of August, 1978, by notice as herein set out, one person and his substitute to have general or overall oversight of arrangements immediately preceding the road race, the running of the road race and race course restoration operations immediately after the road race. Any written or oral notice delivered to any such designated race co-ordinating representative in such limited period shall be deemed to be notice to the party or parties he represents for such limited period.

31. All of the provisions of this agreement shall be deemed and construed to be conditions as well as covenants as though the words specifically expressing or importing covenants or conditions were used in each separate provision hereof.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals under the hands of their proper officers duly authorized in that behalf,

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

APPROVED BY COUNCIL

DATE July 18/78
 REPORT Eng 12-78 #35
 INTL

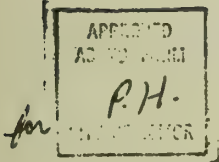
[Signature]
 Regional Chairman

[Signature]
 Regional Clerk

[Signature]
 Regional Treasurer

- 14 -

THE CORPORATION OF THE CITY OF HAMILTON



John A. Gordon

Mayor

[Signature]

City Clerk

TRIESS PROMOTIONS LTD.

[Signature]

President

[Signature]

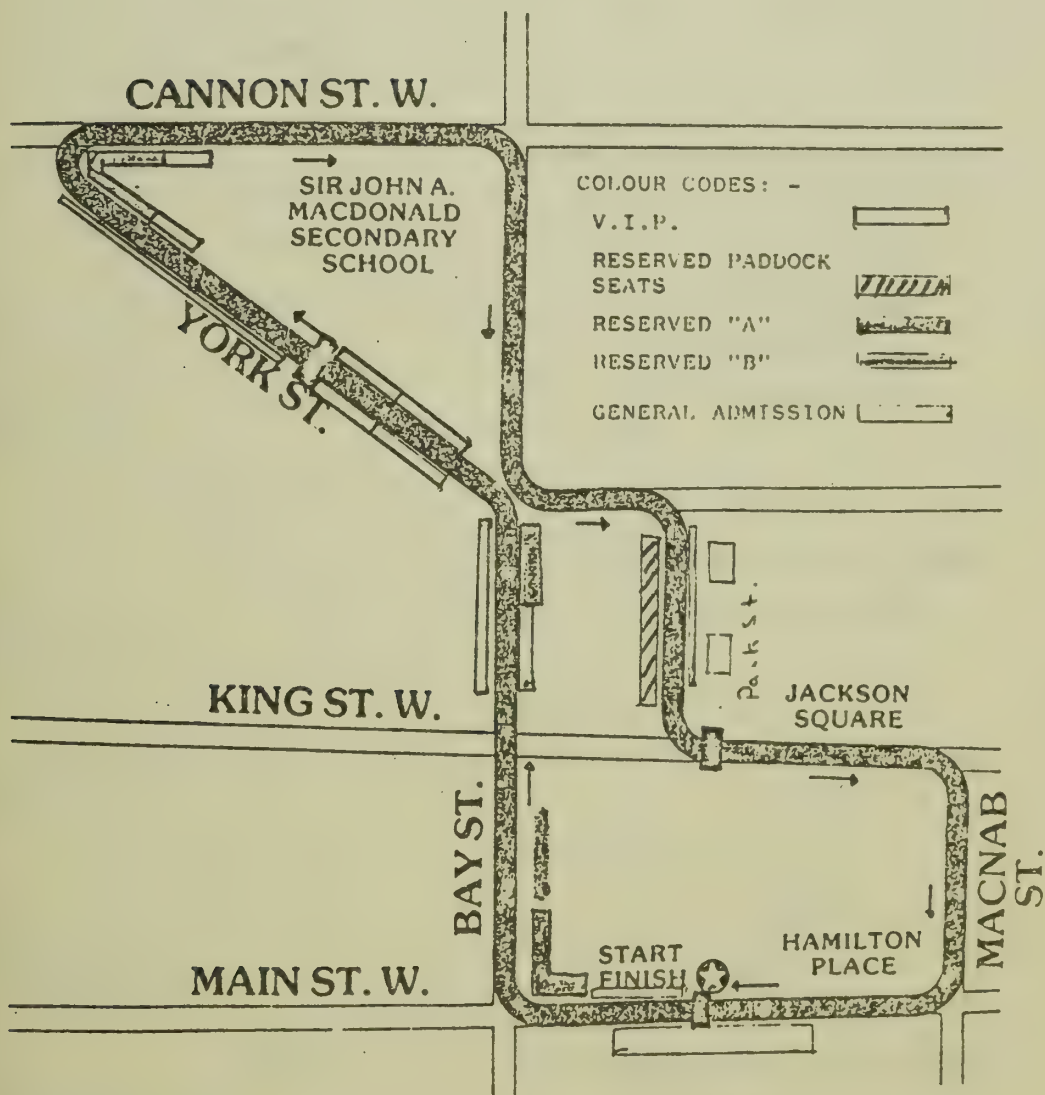
Secretary

SCHEDULE 'A'DESCRIPTION OF PROPOSED WORKS

1. Erect safety barrier fence along internal and external perimeter of race track.
2. Erect crowd control fence along internal and external perimeter of race track.
3. Erect, install, or place all race paraphernalia such as communication systems, flagging posts, run-off safety devices, signal systems etc.
4. Reconstruction/resurfacing of Park Street between Merrick Street and King Street.
5. Temporary reconstruction/resurfacing of the south-west corner at Bay Street and York Street.
6. Erection, placing of trash containers.
7. Erection, placing, construction of pedestrian bridge overpasses.
8. Securing of manhole covers.

Hamilton Labatt's Challenge Series

Race Route



SCHEDULE 'C'

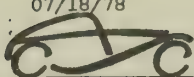
ESTIMATE OF COSTS CHARGEABLE TOPROMOTER

	<u>Estimate of Costs</u>	
The Corporation of the City of Hamilton		
Streets and Sanitation Department	\$ 8,000.00	
Traffic Department	10,000.00	
Fire Department	1,900.00	
Engineering Department	2,000.00	
Parks Department	1,300.00	
		<u>\$23,200.00</u>
Region of Hamilton-Wentworth		
Engineering Department	5,000.00	
		<u>\$ 5,000.00</u>
Transit Commission	7,000.00	
		<u>\$ 7,000.00</u>
Police Commission	6,000.00	
		<u>\$ 6,000.00</u>
Hamilton-Wentworth Regional Health Unit	500.00	
		<u>\$ 500.00</u>
The Corporation of the City of Hamilton - Security Allowance		
		<u>\$ 5,000.00</u>
The Region of Hamilton-Wentworth - Security Allowance		
		<u>\$ 3,300.00</u>
	TOTAL	<u>\$50,000.00</u>

SCHEDULE 'D'

COPY OF AGREEMENT BETWEEN
TRIESS PROMOTIONS LIMITED AND
CANADIAN AUTOMOBILE SPORTS CLUBS

07/18/78



597

SCHEDULE "D"

NATIONAL OFFICE

CANADIAN AUTOMOBILE SPORT CLUBS

FEDERATION CANADIENNE DU SPORT AUTOMOBILE

P.O. Box 97, Willowdale, Ontario M2N 5S7, Canada • Phone 222-5411

AFFILIATED TO FEDERATION INTERNATIONALE DE L'AUTOMOBILE

R A C E A G R E E M E N T

This agreement is entered into between the CANADIAN AUTOMOBILE SPORT CLUBS, 5385 Yonge Street, Willowdale, Ontario, Canada (hereinafter referred to as CASC) and TRIESS PROMOTIONS LTD. 72

(hereinafter referred to as "promoter") and provides for the conduct of an automobile race event (hereinafter referred to as the "event") to be held at

HAMILTON ONTARIO

(hereinafter referred to as the "circuit") on AUG 6/7 1978 78
which event will be promoted by the promoter.

Whereas, CASC sanctions a schedule of automobile racing events known as the LABATT CHALLENGE SERIES (hereinafter referred to as the "series"), and promulgates and enforces rules and regulations to enhance the quality of the events in the series and to encourage uniform conditions of competition in events in the series, and whereas promoter desires to promote an event in that series.

Now, therefore, in consideration of the mutual covenants and agreements herein contained, the parties hereto mutually certify and agree as follows:

1. The term "event", as used herein shall include the event designated above, as well as all testing, practice and qualifying sessions and rain or postponed dates related thereto which event shall be organized by C.A.S.C. ONTARIO REGION (hereinafter referred to as the "organizer"). 71

2. The feature race will be for Formula Atlantic cars and will be part of the National Championship Series known as the "Labatt Challenge Series" and sponsored by Labatt Breweries Limited hereinafter referred to as Labatt.

3. The race event will be run in accordance with the General Competition Regulations of the CASC and the Supplementary Regulations for the event and the Regulations for the Labatt Challenge Series.
4. Promoter represents to CASC that it has sole control of the circuit and the premises upon which the circuit is located, including all facilities thereon, and that promoter has full authority to conduct the event thereon as provided for herein. *Subject to agreement dated 17th day of JULY 1978 between CORPORATION OF CITY OF HAMILTON, REGIONAL MUNICIPALITY OF HAMILTON, WEAVER AND TRIESS PROMOTIONS LIMITED*
5. The overall program is subject to CASC approval and no other commercial involvement, including support or sponsorship, will be allowed without prior approval of CASC.
6. Promoter will at its expense furnish all the usual facilities, personnel, equipment, and services for accommodating and controlling during the event the public, for whose safety and comfort the promoter is solely responsible.
7. Promoter will at its expense provide during the event the circuit, race course, and facilities in good repair to standards established by CASC and ready for use by competitors and officials, and the promoter shall permit CASC to inspect the circuit, race course and/or facilities before, during, and after the event.

Such facilities shall include but not be limited to:

- Ambulance and medical facilities
 - Fire-fighting equipment
 - Tow trucks
 - Marshal's station equipment
 - A copy machine capable of copying on plain bond paper and a sufficient supply of material
 - Two fully charged 12-volt batteries
8. The promoter shall, at the commencement of each day's activities, as described in the official schedule (attached as Appendix "A"), relinquish to the designated Clerk of the Course of the event control of those portions of the circuit used for practice and racing, including the pit areas, and promoter shall, at the conclusion of such daily event activities, re-assume control of these areas of the circuit.
 9. Promoter will at its expense provide for issuance of credentials to event competitors and crews up to a maximum of six (6) per car entered, and to CASC officials, necessary workers and other necessary persons reason-

ably designated by CASC. Promoter will during the event limit access to the pits and racing areas to event competitors and their crews, officials and workers, necessary emergency and security personnel, promoter's employees and other persons as may be designated by CASC or promoter, and will allow access only to those persons who have executed the standard insurance waiver form approved by CASC.

10. Promoter will at its expense furnish all its usual qualified personnel necessary to conduct the event, including but not limited to:

-Registrars	-Timers and Scorers
-Scrutineers	-Ticket sellers and gate attendants
-Marshals	
-Doctors	-Crowd control personnel
-Typists	-Other race officials
11. Promoter will at its expense secure insurance, approved by CASC, in the amounts of:

-Public liability:	\$1,000,000.
-Participant accident:	\$ 10,000. for death or disability
-Medical expenses:	\$ 10,000.

Conclusive proof of the placing of such insurance must be provided to CASC at least fifteen (15) days prior to the race event.

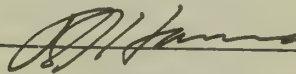
12. Promoter shall assume the normal responsibilities of a promoter of an automobile racing event sanctioned by CASC including but not limited to publicity, selling tickets, operating the circuit, attracting the spectator audience and accommodating the press. In particular promoter shall:
 - (a) Print and distribute Supplementary Regulations and Entry Forms for the preliminary races.
 - (b) Provide any trophies or prizes required for the preliminary races.
 - (c) Provide free gasoline to Formula Atlantic competitors.
 - (d) Promote and advertise the event as agreed with Labatt and CASC.
 - (e) Print, distribute, sell and account for all admission tickets. Format of ticket and price of general admission are subject to prior approval of CASC.
13. CASC shall:
 - (a) Provide prize and qualifying money for the Championship Race.
 - (b) Print and distribute Supplementary Regulations and Entry Forms for the Labatt Challenge Series.
 - (c) Distribute, receive and approve entries for the Championship Race.

- (d) Compile, maintain and provide series statistics, standings and driver biographies and forward all available information to promoter at least two (2) weeks prior to the event.
- (e) Provide an electronic timer for the event.
- (f) Approve the appointment of all senior race officials and appoint the following officials: Series Chief Steward, Series Technical Inspector and Series Co-ordinator, who will work with the race officials in an advisory capacity and act as liaison officer between the promoter and the sponsor.

- 14. Entry fees for the Championship Race will be retained by CASC.
- 15. All revenues except those described herein will be retained by the promoter.
- 16. Television, Radio and Film Rights to the race event shall be the property of CASC, it being understood that such Rights may be re-assigned to Labatt.
- 17. In consideration for their sponsorship of the series, Labatt shall receive from the promoter the following rights and privileges:
 - (a) 100 general admission tickets at no charge and 40 VIP tickets.
 - (b) If a program is produced for the event it must have a maximum of 40% advertising and a minimum of 60% editorial content.
The front cover must be approved by Labatt and must carry the Series logo and CASC identification, such approval not to be unreasonably withheld.
Labatt shall have first chance to purchase the back cover and upon exercising this right will obtain the centre spread at no additional cost. The program will contain no other brewing company advertising.
 - (c) A Start/Finish Banner, to be provided by Labatt, will be erected and Labatt will be allowed to erect a reasonable amount of advertising and promotional material at mutually agreeable locations about the circuit.
 - (d) Promoter and CASC will co-operate with representatives of the sponsor(s) of the series and the event by permitting them access to the circuit before, during and after the event for purposes of familiarization and preparation of any displays and advertising, as agreed by said sponsor(s) and promoter.

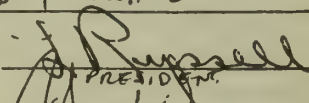
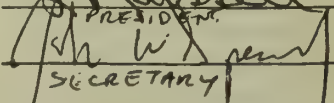
18. Promoter will pay CASC a Sanction Fee for the race event of \$2,000. at least thirty (30) days prior to the event.
19. This agreement may be modified or amended only by means of a written instrument signed by an authorized representative of each of the parties hereto.
20. If the event is cancelled or postponed by promoter for any reason other than a cause beyond the control of promoter without either (1) the prior written approval of CASC or (2) during the event, without the prior oral approval of the Clerk of the Course in consultation with the Stewards of the Event, CASC may elect to retain all or any part of the monies and fees received pursuant to this sanction and to utilize same to reimburse CASC or others for expenses incurred in connection with the event. CASC's determination as to what is a proper expense or as to the manner and amount of disbursement in this regard, is binding on promoter.
21. With execution of this agreement CASC grants sanction to the event as an event in the Labatt Challenge Series and authorizes promoter to use the CASC name and service mark in connection with the event. This sanction is not transferable nor assignable. Promoter will use the CASC service mark and the phrase "SANCTIONED BY CASC" in all advertising for the event put out by it.
22. Nothing herein contained shall be construed to place the parties hereto in the relationship of partners or joint venturers, and the promoter shall have no power to obligate or bind CASC/Labatt in any manner whatsoever except as specifically provided herein.
23. The foregoing is the agreement between the parties hereto (CASC and promoter), and it is agreed and distinctly understood that all previous communications and negotiations between said parties, either verbal or written, not herein contained are hereby withdrawn and annulled.

CANADIAN AUTOMOBILE SPORT CLUBS


_____Date 31 JULY 1978

PROMOTER:

TRIEST PROMOTIONS LTD

per: per: 

SECRETARY

The Corporation of the City of Hamilton

BY-LAW NO. 78-205

To Amend:

Traffic By-law No. 66-100

Respecting:

TRAFFIC ON CLOSED STREETS

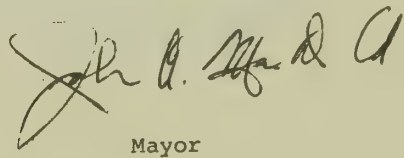
WHEREAS paragraph 107 of subsection 1 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284 provides that by-laws may be passed for regulating traffic on highways.

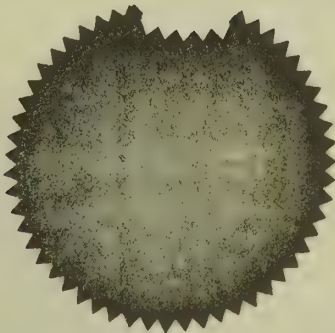
1. Section 27 of By-law No. 66-100, passed on the 29th day of March, 1966 is amended by adding thereto the following subsection:

13a. Subsection 13 shall not apply to a vehicle defined in Schedule 37 on the designated streets and days and at the designated times set out in the Schedule.

PASSED this 18th day of July A.D. 1978.


City Clerk


Mayor



SCHEDULE 37

(Section 13a)

1. In this Schedule,
 - (a) "professional automobile race" means an automobile race authorized by the City.
 - (b) "vehicle" means a motor vehicle used in a professional automobile race, ambulance, police vehicle, Fire Department vehicle, and Union Gas Company vehicle.
2. The following streets are designated for vehicles:
 1. MacNab Street from Main Street to King Street.
 2. Park Street from King Street to York Boulevard.
 3. Hess Street from Cannon Street to York Boulevard.
3. The following dates and times are designated for vehicles:
 1. August 6, 1978 from 1:30 p.m. to 6:00 p.m.
 2. August 7, 1978 from 8:00 a.m. to 5:00 p.m.

BY-LAW NO. 78- 206

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 18TH DAY OF JULY A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

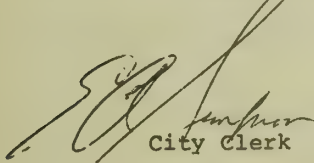
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

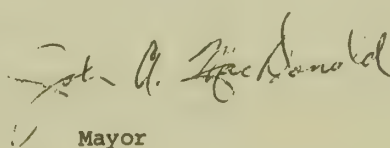
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

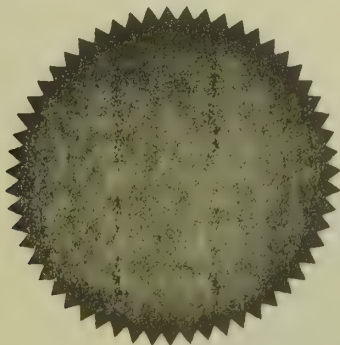
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 18TH day of July A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78 - 207

TO WIDEN ANCHOR ROAD,
WEST SIDE, SOUTH OF STONE CHURCH ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Anchor Road by incorporating within its limits the lands described in Schedule "A" hereto.

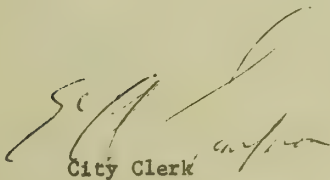
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

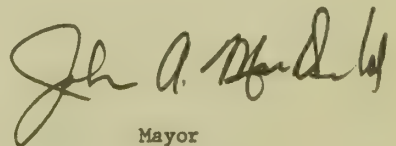
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

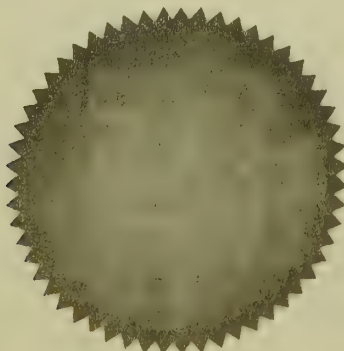
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Anchor Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 25th day of July

A.D. 1978.


City Clerk

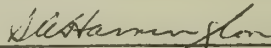

Mayor



SCHEDULE "A"

DESCRIPTION FOR BY-LAW TO WIDEN ANCHOR ROAD
WEST SIDE, SOUTH OF STONE CHURCH ROAD

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 1 Concession 8 Township of Barton (also known as part of Lot 1 William Cook Survey, Registered Plan 294) and which said parcel may be more particularly described as all of Parts 1, 4 and 6 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on June 13th, 1978, as Plan 62R-4224.



D. A. Harrington
Ontario Land Surveyor

City Engineering Department
30 June 1978
DAH:jk

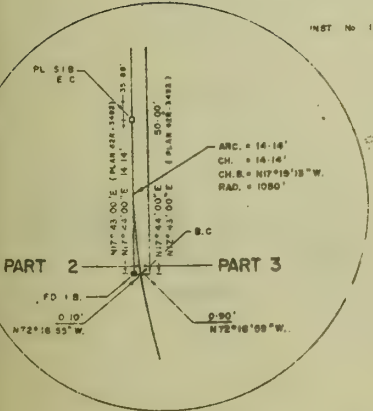
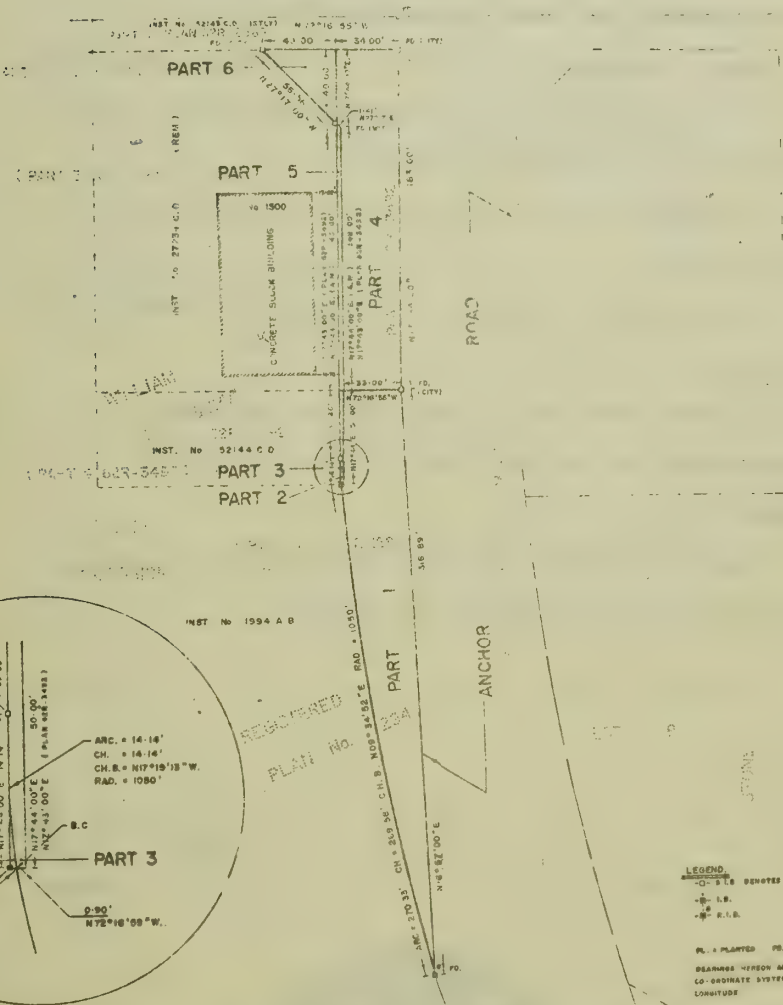
REFERENCE PLAN SHOWING
 PART OF LOT 1 CONCESSION 8 TOWNSHIP OF BARTON
 ALSO KNOWN AS
 PART OF LOT 1 WILLIAM COOK SURVEY REGISTERED PLAN No. 294
 IN THE
CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCALE 1" = 40'
 O.A. HARRINGTON O.L.S.
 1978

RECEIVED AND DEPOSITED AS
PLAN 62R-4224
 DATE June 13 1978
 BY M. Wiseman
 LAND REGISTRAR FOR THE REGISTRY
 DIVISION OF WENTWORTH
 I REQUIRE THE PLAN TO BE DEPOSITED
 UNDER **PART II**
 OF **THE REGISTRY ACT**
 DATE May 31 1978
D.A. Harrington
 O.A. HARRINGTON O.L.S.
 C.C.T. SURVEYOR

CAUTION
 THIS PLAN IS NOT A PLAN OF SUBDIVISION
 WITHIN THE MEANING OF SECTION 29, 32
 OR 33 OF THE PLANNING ACT

STONE CHURCH ROAD

ROAD ALLOWANCE BETWEEN CONCESSIONS 7 & 8



LEGEND
 - S.D. DENOTES STANDARD 1000 RAE 1" = 40' 1000
 - L.B. 1000 BAR 0/10" N.E. 8' 1000
 - R.L.B. 1000 BAR 0/10" N.E. 8' 1000
 P.L. = PLANTED P.D. = POUND B.T. = BUSHES
 BEARINGS & DISTANCES ARE ASTROLOGIC DERIVED FROM THE HATHOR
 CO-ORDINATE SYSTEM ZONE 18 CENTRAL HEMISPHERE 78° 00' WEST
 LONGITUDE

SURVEYOR'S CERTIFICATE
 I HEREBY CERTIFY THAT:
 1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH
 THE SURVEY ACT AND THE REGISTRY ACT AND THE REGULATIONS
 MADE THEREUNDER.
 2. THE SURVEY WAS COMPLETED ON THE 5th DAY OF APRIL, 1978
May 13 1978
 O.A. HARRINGTON
 ONTARIO LAND SURVEYOR

SCHEDULE	INSTRUMENT No.	GRANTEE	LOT	CONCESSION	AREA
1	1974 A.B.	THE CORPORATION OF THE CITY OF HAMILTON			0.000 ac
2	1974 A.B.				1.000 ac
3	1974 A.B.				1.000 ac
4	1974 A.B.				1.000 ac
5	1974 A.B.				1.000 ac
6	1974 A.B.				1.000 ac

DEPARTMENT OF ENGINEERING — LAND SURVEYS
ANCHOR ROAD — BEGINNING ON WEST SIDE, SOUTH OF STONE CHURCH ROAD
 SURVEY BY O.J.D. — PLAN No. 99A P.23 — 1974 NR 859-0001 — DATE MAY 18 1978
 DRAWN BY C.R.A. — REF. DAVIS SS 1400, P.117M, C.305 — CHECKED BY H.D.
 APPROVED [Signature] CITY SURVEYOR [Signature] O.L.S.
 PLAN No. 55-1468 — SURVEYS

BY-LAW NO. 78 - 208
TO EXTEND TURNER AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Turner Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

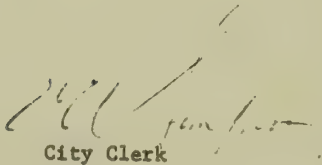
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

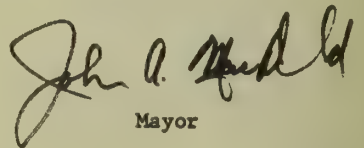
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

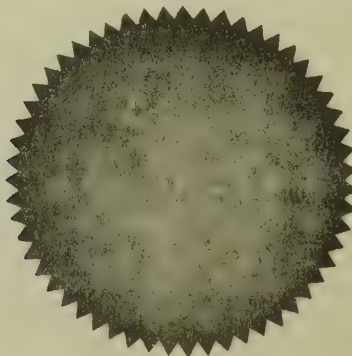
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Turner Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 25th day of July

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

DESCRIPTION FOR BY-LAW TO EXTEND TURNER AVENUE

SOUTHERLY FROM PRESENT TERMINUS

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 16, Concession 4 Township of Barton and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on May 31st, 1978, as Plan 62R-4207.

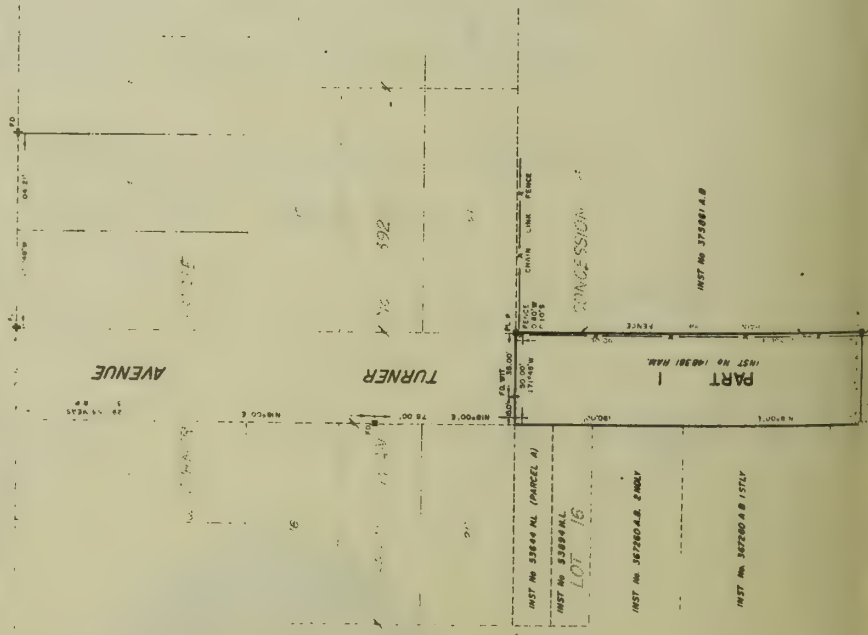
D. A. Harrington
D. A. Harrington
Ontario Land Surveyor

City Engineering Department
4 July 1978
DAH:jk

07/25/78

PART OF LOT 16 CONCESSION
TOWNSHIP OF BARTON
CITY OF HAMILTON
LOCAL BRANCH OF THE HAMILTON NORTH
SCALE 1" = 40'
D. A. HARRINGTON, CHARTERED LAND SURVEYOR

ABERDEEN (ROAD ALLOWANCE BETWEEN CONC 3 & 4) AVENUE



LEGEND
SIGN THIS + DENOTES A STANDARD IRON BAR 1 1/4\"

NOTE
BEARINGS HEREON ARE ASTRONOMIC REFERRED TO THE
SOUTHERLY PRODUCTION OF THE BESTERN JURY OF TURNER
AVENUE CORNER ON RECD PLAN NO 382 AS HIRWOOD.

SCHEDULE

PT	INST NO	GRANTEE
1	44381 HAM	THE CORPORATION OF THE CITY OF HAMILTON

SURVEYOR'S CERTIFICATE
I HEREBY CERTIFY THAT
1. THE SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT AND THE REGISTRY ACT AND THE REGISTRY MADE THEREUNDER
2. THE SURVEY WAS COMPLETED ON THE 26th DAY OF MAY 1978

May 26th 1978
DATE
D. A. HARRINGTON

PLAN 62R-4207

May 31, 1978

M. Harrington
D. A. HARRINGTON
CHARTERED LAND SURVEYOR

May 26th 1978

D. A. HARRINGTON
CHARTERED LAND SURVEYOR

PLAN IS NOT A PART OF THE
REGISTRY ACT AND THE REGISTRY
UP TO THE PLANNING ACT

The Corporation of the City of Hamilton

BY-LAW NO. 78- 209

To Amend:

Zoning By-law No. 6593

Respecting:

"L" (The Planned Development) District

WHEREAS Section 17B of By-law No. 6593 provides for regulations governing the planned development districts in the City of Hamilton;

AND WHEREAS Section 17B(6)(a)(ii) of By-law No. 6593 provides that the "L" (Planned Development) District may be rezoned into the "DE", "DE2", "DE3", "E", "E2", "RT-10", "RT-20" and "RT-30" Districts;

AND WHEREAS the "RT-10" District is a Townhouse District, the "RT-20" District is a Townhouse-Maisonette District and the "RT-30" District is a Street Townhouse District;

AND WHEREAS it is desirable that the description of the kind of district be set out in Section 17B(6)(a)(ii) so as to accurately describe the nature of the "RT-10", "RT-20" and "RT-30" Districts.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraphs E, F and G of Section 17B(6)(a)(ii) of By-law No. 6593, passed on the 25th day of July, 1950 as enacted by section 8 of By-law No. 78-45 is amended by striking out "Planned Development" in paragraphs E, F and G and respectively inserting in lieu thereof, "Townhouse", "Townhouse-Maisonette" and "Street Townhouse" so that the paragraphs shall read as follows:

E. "RT-10" (Townhouse) District;

F. "RT-20" (Townhouse-Maisonette) District;

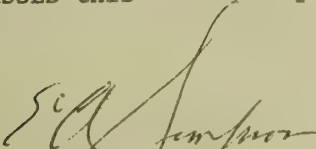
G. "RT-30" (Street Townhouse) District.

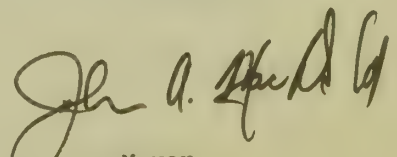
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of July

A.D. 1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78- 210

To Authorize:

THE UNDERTAKING OF A NEIGHBOURHOOD IMPROVEMENT
PROGRAMME IN THE LANDSDALE NEIGHBOURHOOD
IMPROVEMENT AREA

WHEREAS The Ontario Municipal Board, by Order dated the 16th day of June, 1978 (File E 771872) approved,

- (a) an expenditure of \$2,784,000.00 for the undertaking of a neighbourhood improvement programme in the Landsdale Neighbourhood Improvement Area, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures as set out below by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation

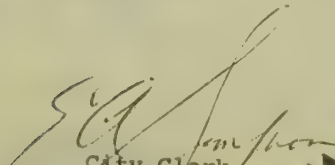
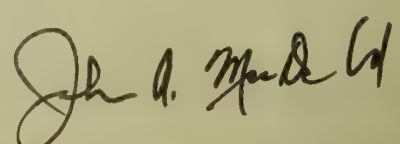
and declared and directed that the assent of the electors of the applicant corporation shall not be required.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subject to section 3, a sum not exceeding \$2,784,000.00 may now be expended for the purpose of the undertaking of a neighbourhood improvement programme in the Landsdale Neighbourhood Improvement Area designated by By-law No. 78-01, passed on the 10th day of January, 1978.
2. The issue of debentures by the Regional Municipality of Hamilton-Wentworth not exceeding \$696,000.00 and not to exceed the net cost of such undertaking to the City for a term not to exceed twenty years, is hereby confirmed.
3. No commitment shall be made by the City of Hamilton for the undertaking of the project out of the amount approved by The Ontario Municipal Board until the Treasurer of the City of Hamilton has certified to the Council that funds can be provided under the said order in payment thereof.
4. The proper officials of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the order of The Ontario Municipal Board dated the 16th day of June, 1978 (File E 771872).

PASSED this 25th day of July

A.D. 1978.


City Clerk
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-211

To Appoint:

THE CHIEF BUILDING OFFICIAL
AND INSPECTORS UNDER
THE BUILDING CODE ACT, 1974
STATUTES OF ONTARIO C. 74

WHEREAS The Building Code Act, 1974, was proclaimed and came into force on December 31, 1975;

AND WHEREAS Ontario Regulation 925/75 made on November 12, 1975 and filed on November 24, 1975 in accordance with Section 18 of The Building Code Act, 1974, established the building code for Ontario;

AND WHEREAS Subsection 1 of Section 3 of The Building Code Act, 1974, provides that the Council of each municipality is responsible for the enforcement of the Act in the municipality;

AND WHEREAS Subsection 2 of Section 3 of The Building Code Act, 1974, provides that each municipality shall appoint a chief building official and such inspectors as are necessary for the purpose of the enforcement of the Act;

AND WHEREAS By-law No. 76-12, as amended by By-laws Nos. 76-168 and 77-175 appointed a chief building official and necessary inspectors;

AND WHEREAS it is desirable to consolidate By-laws Nos. 76-12, 76-168 and 77-175 into one by-law;

AND WHEREAS it is intended herein to appoint a chief building official and the necessary inspectors.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) The following person is appointed chief building official:
 1. Paul J. Kuppe, P. Eng.
- (b) The title of the chief building official shall be as follows:
 1. Building Commissioner.
2. (a) The following person is appointed an Inspector:
 1. Rashmikanth M. Nathwani, P. Eng.
- (b) The title of the inspector appointed under clause (a) shall be as follows:
 1. Deputy Building Commissioner.

- 2 -

3. The person appointed inspector under clause (a) of Section 2 is hereby appointed chief official during the absence for any reason of the person appointed chief building official under Section 1.

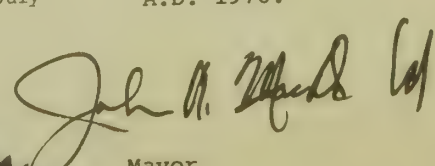
4. (a) The following person is appointed an inspector:
1. Albert J. McGurk
- (b) The title of the inspector appointed under clause (a) shall be as follows:
1. Director of Inspections
5. (a) The following person is appointed an inspector:
1. Brian D. Allick
- (b) The title of the inspector appointed under clause (a) shall be as follows:
1. Assistant Director of Inspections
6. (a) The following person is appointed an inspector:
1. Leonard C. King, P. Eng.
- (b) The title of the inspector appointed under clause (a) shall be as follows:
1. Chief Plan Examiner
7. (a) The following persons are each appointed an inspector:
1. Robert H. Bradshaw
 2. Samuel Clugston
 3. Alexander Fedora
 4. George A. Korz
 5. Raymond E. Newman
 6. Charles Hewitt
 7. Donald J. Inglis
- (b) The title of each of the inspectors appointed under clause (a) shall be as follows:
1. Senior Inspector
8. (a) The following persons are each appointed an inspector:
1. Jan Janosik, P. Eng.
 2. Peter Lampman, P. Eng.
 3. Wing S. Lee, P. Eng.
 4. Mudbidri Somasheker Rao, P. Eng.
 5. Wah-Kuen Wong, P. Eng.

- 3 -

- (b) The title of each of the inspectors appointed under clause (a) shall be as follows:
1. Plan Examiner
9. (a) The following persons are each appointed an inspector:
1. William Baxter
 2. Clifford Booth
 3. George J. Bowring
 4. Italo J. Dominic
 5. David M. Gibson
 6. David R. Hunter
 7. Bauwe Bethlehem
 8. Rae W. Ilton
 9. Rex Mansell
 10. George D. MacLeod
 11. Gerald O. McManus
 12. Donald M. Melnike
 13. John A. Parkin
 14. William Pooler
 15. John Walker
 16. Gerald N. Farrell
 17. Larry W. Harvey
 18. Howard A. MacMillan
 19. Donald Bodnar
 20. John A. Spolnik
 21. Russell J. Dorr
 22. Bryan W. Moon
10. The following By-laws are repealed:
1. By-law No. 76-12, passed on the 13th day of January, 1976.
 2. By-law No. 76-168, passed on the 25th day of May, 1976.
 3. By-law No. 77-175, passed on the 28th day of June, 1977.

PASSED this 25th day of July A.D. 1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-212

To Amend:

By-law No. 68-360

Respecting:

REFUSE OR DOMESTIC OR INDUSTRIAL WASTE

WHEREAS By-law No. 68-360, passed on the 26th day of November, 1968, as amended by By-laws Nos. 73-39, passed on the 30th day of January, 1973; 74-105, passed on the 14th day of May, 1974; and 74-118, passed on the 28th day of May, 1974, enacted pursuant to section 379(1), paragraph 112 of The Municipal Act, R.S.O. 1960, now R.S.O. 1970, Chapter 284, S. 354(1), paragraph 116, which prohibits, regulates and provides for inspecting the use of land for dumping or disposing of garbage, refuse or domestic or industrial waste of any kind;

AND WHEREAS By-law No. 68-360 as amended provides for the Building Commissioner to do the work at the expense of the owner, lessee or occupant, if the land or structure is used contrary to the by-law;

AND WHEREAS it is desirable to provide for the disposal of the domestic or industrial waste upon its removal by the Building Commissioner.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 10 of By-law No. 68-360 is amended by striking out "personally on the owner" in the second line and inserting in lieu thereof "on the assessed owner at his last known address", so that the line shall read as follows:

"...demand served on the assessed owner at his last known address, lessee or occupant of the land."

2. Section 11 of By-law No. 68-360 is repealed and the following substituted therefor:

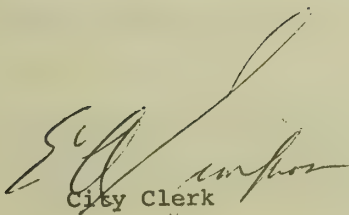
11. (1) Where the owner, lessee or occupant is in default of doing the matter or thing required under clause (a) or clause (b) of section 10, the Commissioner may cause the matter or thing to be done by removing the domestic or industrial waste from the land or structure, at the owner's expense.

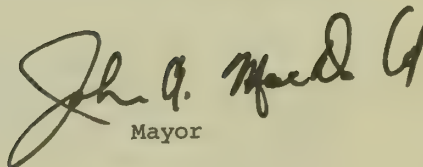
(2) Where the owner, lessee or occupant is in default of doing the matter or thing required under clause (c) of section 10, the Commissioner may cause the matter or thing to be done by covering over the domestic or industrial waste on the land or structure, at the owner's expense.

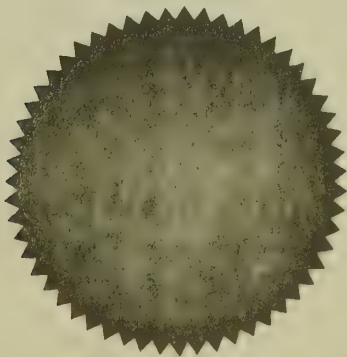
(3) Upon removal of the domestic or industrial waste from the land or structure of the owner, lessee or occupant in default, it shall be disposed of forthwith.

(4) Where the domestic or industrial waste is disposed of for a monetary consideration, the monies received therefor shall be credited to the expenses incurred by the corporation in doing the matter or thing referred to in subsections 1 and 2.

PASSED this 25th day of July 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 213

To Authorize:

CLEARING OF THE PREMISES LOCATED AT
MUNICIPAL NO. 385 AVONDALE AVENUE
OF DOMESTIC AND INDUSTRIAL WASTE

WHEREAS by Notices dated May 31, 1976 and November 25, 1977 to the owner of the land located at municipal number 385 Avondale Avenue, clearing of the land of domestic and industrial waste was required;

AND WHEREAS the owner was convicted respectively on June 10, 1977 and February 10, 1978 for failing to keep the said premises free and clear of domestic waste of any kind or industrial waste of any kind, contrary to section 2 of By-law No. 68-360, passed on November 28, 1968;

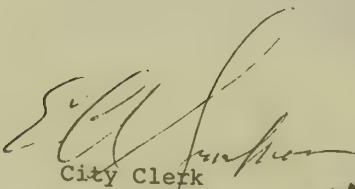
AND WHEREAS the land has not yet been cleared of the domestic waste or industrial waste;

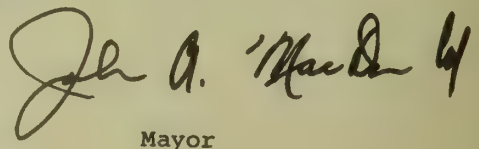
AND WHEREAS pursuant to section 11 of By-law No. 68-360 where the owner has failed to cease using the land for the dumping or disposal of domestic waste or industrial waste and has failed to prevent use of the land for such purpose, the Building Commissioner may cause the work to be done at the expense of the owner and in accordance with section 11a, the City of Hamilton may recover the expenses incurred in the doing of the work in like manner as municipal taxes.

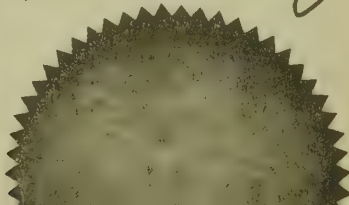
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to cause the removal and disposal of all domestic or industrial waste as he determines from the land more particularly described in schedule "A", in accordance with section 11 of By-law No. 68-360, as amended.
2. It is hereby authorized and directed that the expense of removing the domestic or industrial waste referred to in section 1, shall be added to the collector's roll and shall be collected in like manner as municipal taxes.
3. By-law No. 78-162, passed on the 30th day of May, 1978, is repealed.

PASSED this 25th day of July 1978.


City Clerk


Mayor



SCHEDULE "A"

TO BY-LAW NO. 78 - 213

MUNICIPAL ADDRESS: 385 AVONDALE AVENUE

Legal Description:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and being composed of Lot 29 in the plan of Avondale Survey, being part of Lot Number 6, in the First Concession of the Township of Barton, now in the City of Hamilton, made for Henry S. Moore, and registered in the Registry Office for the Registry Division of Wentworth (No. 62), on the 25th day of May, 1911, as Number 481 as set out in Instrument No. 343278 A.B., registered in the Registry Division of Wentworth (No. 62) as of July 3, 1974 in the Registry Office at Hamilton.

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 214

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on an Alleyway in the block bounded by Bay, Caroline, Charlton and Herkimer Streets and on an Alleyway first south of Duke Street;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 16 of the 2nd Report of the Traffic and Engineering Committee on the 31st day of January, 1978;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 4th day of July, 1978, issue Order No. E 78685, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$30,800.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$9,428.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$30,800.00.
2. The share or portion of the estimated cost of the works in the amount of \$9,428.00 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

- 2 -

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

- (a) to the extent sufficient to provide an amount not exceeding \$9,428.00; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

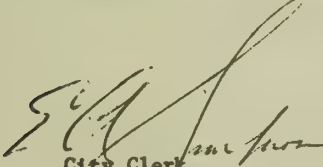
4. The City Engineer is hereby authorized to -

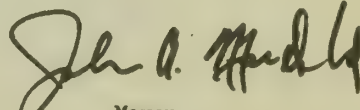
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

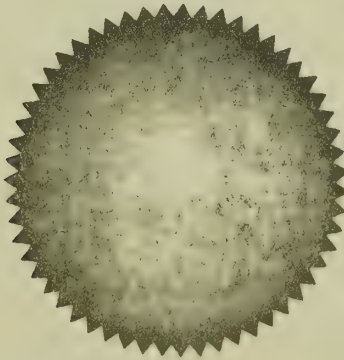
5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 25th day of July

A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

Improvements to <u>ALLEYWAYS</u>	<u>Estimated Cost</u>	<u>Debenture</u>
1. Block bounded by Bay Street, Caroline Street, Charlton Avenue and Herkimer Street	\$22,400.00	\$7,810.00
2. First South of Duke Street from Caroline Street to approximately 185 feet easterly	8,400.00	1,618.00

at the costs and charges not exceeding those set out below:

City's share	\$21,372.00
Owners' share	<u>9,428.00</u>
	<u>\$30,800.00</u>

Per foot frontage: \$8.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 215

To Authorize:

1. The construction of local improvements on Kinnell Street, as described in Schedule "A";
2. The special assessment to pay a portion of the cost, upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 4 of the 18th Report of the Traffic and Engineering Committee on the 30th day of May, 1978;

AND WHEREAS the Council has procured to be made reports, estimates and statements for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 4th day of July, 1978, issue Order No. E 78835, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of local improvements on Kinnell Street, on petition at an estimated cost of \$45,000.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$3,594.17 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$45,000.00.

2. The share or portion of the estimated cost of the works in the amount of \$3,594.17 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

- (a) to the extent sufficient to provide an amount not exceeding \$3,594.17; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

- 2 -

4. The City Engineer is hereby authorized to -

(a) prepare all necessary plans, specifications and reports required for the construction of the works, and

(b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

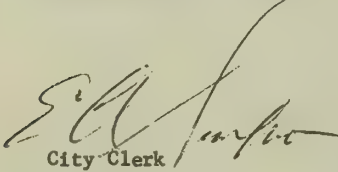
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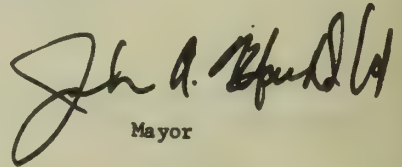
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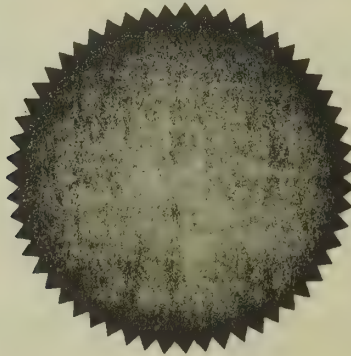
day of

July

A.D. 1978


City Clerk


Mayor



SCHEDULE "A"

The construction on Kinnell Street from Inchbury Street to the west end of the street of a roadway at the costs and charges not exceeding those set out below:

City's share	\$41,405.83
Owners' share	<u>3,594.17</u>
	<u>\$45,000.00</u>

Per foot frontage: \$10.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 216

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-EAST CORNER
OF UPPER PARADISE ROAD AND MOHAWK ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) The "G-1" (Designed Shopping Centre) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. There shall be provided and maintained for that portion of the total floor area that is in excess of 3,000 square feet and up to a maximum of 40,000 square feet, parking spaces at the ratio of 3 parking spaces for every 1,000 square feet of that portion of the total floor area.
2. There shall be provided and maintained for that portion of the total floor area that is in excess of 40,000 square feet and up to a maximum of 100,000 square feet, parking spaces at the ratio of 4.5 parking spaces for every 1,000 square feet of that portion of the total floor area.
3. There shall be provided and maintained not less than 3 loading spaces.

(2) For the purpose of paragraphs 1 and 2 of subsection 1, "total floor area" means the sum of the area contained within the perimeter of the exterior of the building at each floor level, including storeys below grade, and the area contained in any mezzanine level and including mall areas.

- 2 -

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "G-1" District provisions,
subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-593".

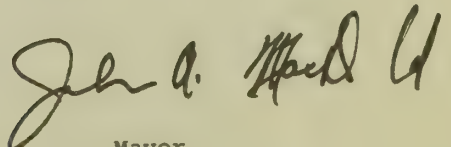
4. Sheet No. W-27 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-593".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

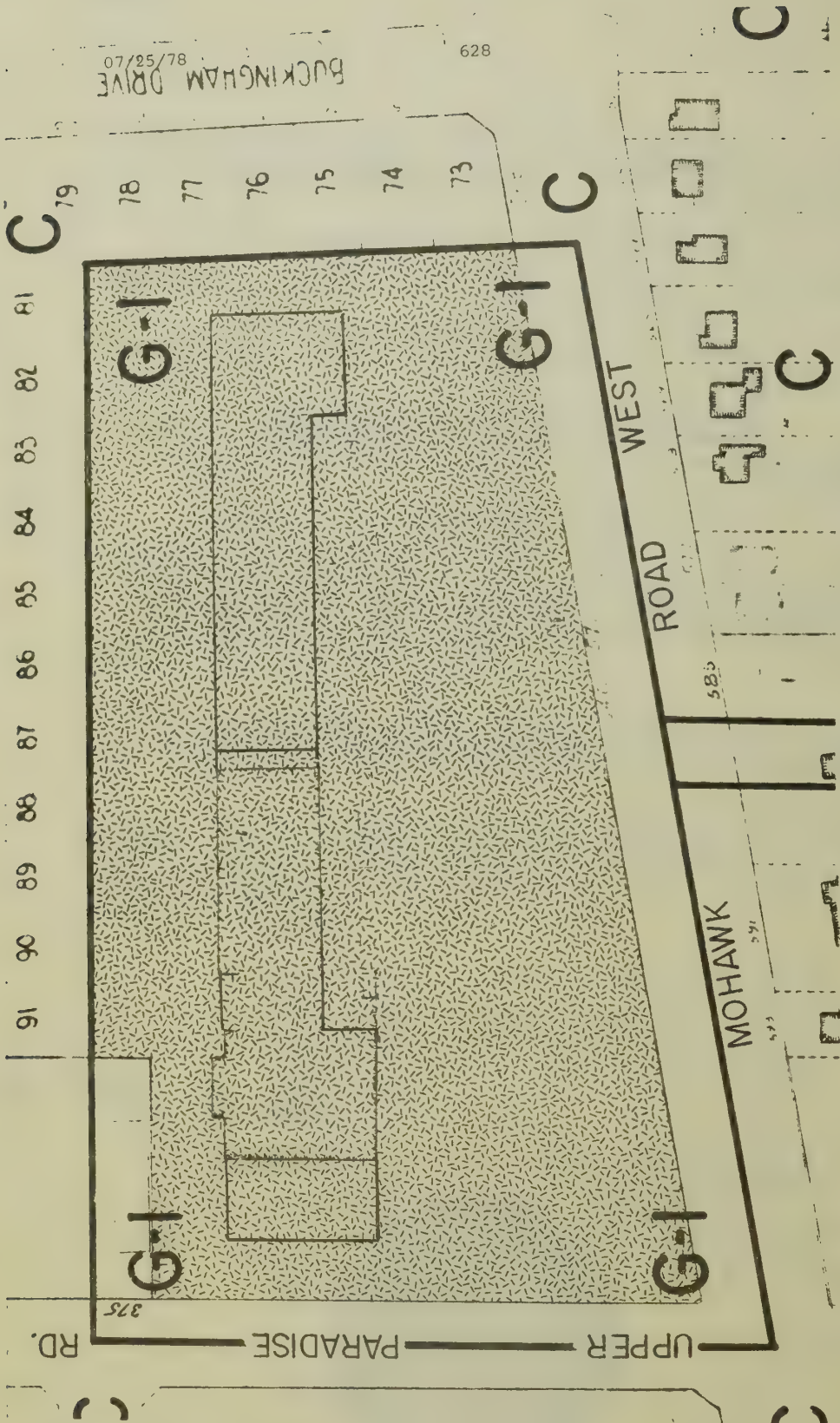
PASSED this 25th day of July 1978.


City Clerk


Mayor



(1978) 21 R.P.D.C. 3, June 27
237704 Investments Limited, Owner
ZA 78-30



BUCKINGHAM DRIVE
07/25/78

628

LEGEND

Lands on part of Sheet No. W-27 of the Zoning District Maps to be regulated by By-law No. 78-



Bill No. 216

This is Schedule "A" to By-law No. 78-216 passed the 25th day of July, 1978

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BY-LAW NO. 78 - 217

TO CLOSE AND SELL A PORTION OF
DOLPHIN DRIVE, SOUTH OF FRANKLIN ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and sell a portion of the highway described herein.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described in Schedule "A" is hereby stopped-up.
2. Within six months after the enactment of this by-law, Ontario Housing Corporation may purchase the said portion of highway for \$34,931.00, the said sum to be satisfied by the conveyance(s), by Ontario Housing Corporation to The Corporation of the City of Hamilton, of two blocks of land in Mohawk Gardens:

- (i) Block 'B' according to Mohawk Gardens Phase 4, Plan M-247 with an area of 1.836 acres; and
- (ii) Block 'N' according to draft plan of Mohawk Gardens with an area of about 3.381 acres;

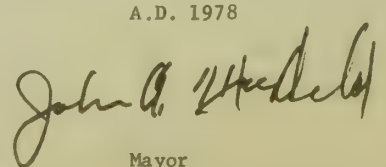
the said conveyance(s) to satisfy as well the price for portions of Indian Crescent, Sloan Avenue and Burkholder Drive.

3. If Ontario Housing Corporation does not purchase the said portion of highway within the said period of six months or such period as may be fixed by a subsequent by-law, the sale thereof may be authorized to any other person at the same or a greater price.

PASSED this 25th day of July

A.D. 1978


City Clerk


Mayor

SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of parts of Dolphin Drive according to Mohawk Park registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1115, and which said parcels may be more particularly described as all of Parts 1, 2 and 3 according to a Reference Plan received and deposited in the said Land Registry Office on March 22, 1978 as Plan 62R-4120.

SCHEDULE			
PART	LOCATION	OWNER	AREA
1	DOLPHIN DRIVE REGD PLAN N° 113	THE CORPORATION OF THE CITY OF HAMILTON	19 200 34 FT

RECEIVED AND DEPOSITED AS

PLAN 62R-3292DATE 25 Jan. 1976

Clara Webb
 OF LAND REGISTRATION THE REGISTRY
 DIVISION OF WENTWORTH (N° 62)

I REQUIRE THIS PLAN TO BE DEPOSITED
UNDER PART II OF THE REGISTRY ACTDATE SEPTEMBER 7 1976George Inoué
GEORGE INOUE

REFERENCE PLAN

SHOWING

PART OF DOLPHIN DRIVE - MOHAWK PARK
REGISTERED PLAN N° 113

IN THE

CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH

SCALE: 1" = 40'

A. J. CLARKE O.L.S. 1976

FRANKLIN ROAD

PART 1

DOLPHIN DRIVE

GARDEN AVENUE

UPPER WENTWORTH STREET

Legend:

- SIGN THIS O.S.B. DENOTES A STANDARD IRON BAR (1" x 1/4")
 S.O.A. THIS I.B. DENOTES AN IRON BAR (3/8" x 3/8" x 12")
 F.D. FOUND OF FRANKED

BEARINGS SHOWN HEREON ARE ASSUMED AS IRONOMIC AND
 REFERRED TO THE FRANKLIN ROAD ON A TOWNSHIP OF N 12° 13' W
 AS SHOWN ON REGISTERED PLAN N° 113.

ALL HANDING LINES SHOWN ON THIS PLAN HAVE BEEN VERIFIED

Surveyor's Certificate:

- I HEREBY CERTIFY THAT:
 1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE
 SURVEY ACT AND THE REGISTRY ACT AND THE REGULATION MADE THEREUNDER
 2. THE SURVEY WAS COMPLETED ON THE 7TH DAY OF SEPTEMBER 1976
 HAMILTON - ONTARIO

SEPTEMBER 7, 1976

DATE

A. J. CLARKE

Caution:

THIS PLAN IS NOT A PLAN OF SUBDIVISION
 WITHIN THE MEANING OF SECTION 29, 37 OR 39
 OF THE PLANNING ACT, R.S.O. 1970 CHAPTER
 348 AS AMENDED

A. J. Clarke & Associates

PROFESSIONAL ENGINEERS, ONTARIO LAND SURVEYORS
 SUITE 105 PROGRESSIVE ARTS BUILDING
 155 JAMES STREET SOUTH HAMILTON ONTARIO

SP 952

BY-LAW NO. 78 - 218

TO CLOSE AND SELL PORTIONS OF ROXBOROUGH AVENUE,
SOUTH SIDE, EAST OF WEXFORD AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and sell portions of the highway described herein.

AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portions of the highway described in Schedule "A" are hereby stopped-up.
2. Within six months after the enactment of this By-law;
 - (i) Emanuel Ondriska and Doreen P. Ondriska may purchase the said portion designated Part 2 on Reference Plan 62R-4186 for \$3,385.00; and
 - (ii) Annie C. Turner may purchase the said portion designated Part 3 on Reference Plan 62R-4186 for \$317.50.
3. If Emanuel Ondriska and Doreen P. Ondriska and Annie C. Turner do not purchase the said portions of highway within the said period of six months, or such period as may be fixed by a subsequent by-law, the sale of each Part may be authorized to any other person at the same or a greater price.

PASSED this 25th day of July

A.D. 1978.

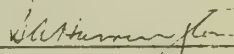
City Clerk

Mayor

SCHEDULE "A"

Description for By-law to close part of
Roxborough Avenue - south side, east of
Wexford Avenue

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of parts of Roxborough Avenue according to Graham Park Extension registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 607 and which said parcel may be more particularly described as all of Parts 2 & 3 according to a Reference Plan received and deposited in the said Land Registry Office on May 16th, 1978, as Plan 62R-4186.



D. A. Harrington,
Ontario Land Surveyor.

PLAN 62P-1186

May 16, 1978

Office: 1186
 and 1187
 1186
 1187

BECAUSE THIS PLAN IS NOT A PLAN OF SURVEY
 UNDER THE MEANINGS OF THE REGISTRY ACT
 OF THE PLANNING ACT

DATE: 1186
 1187

1186
 1187

1186
 1187

CAUTION:
 THIS PLAN IS NOT A PLAN OF SURVEY
 WITHIN THE MEANINGS OF THE REGISTRY ACT
 OF THE PLANNING ACT

REFERENCE PLAN
 IN THE
CITY OF HAMILTON
 REGIONAL MUNICIPALITY OF HAMILTON-WORTHINGTON
 SCALE: 1" = 50'
 SIDNEY W. WOODS - INC.
 1977/8

LOC.	LOCATION	REG. NUMBER	AREA
1	DT LOTS 45 AND 46 DUN 607	DES ⁹⁰ 34500 A.B.	782.50
2	DT REXBOROUGH AVE. 1	" "	954.50
3	DES ⁹⁰ DUN N. 607		782.50

BY-LAW NO. 78 - 219

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended;

(a) by deleting from Section 7 (Three Hour Limit) the following item, namely:-

"Shaw Both Douglas to Wentworth",

and by adding thereto the following item, namely:-

"Shaw Both Cheever to Wentworth".

(b) by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Shaw Both Victoria to Emerald".

2. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Shaw Both Victoria to 225 ft. easterly
Central North Parkdale to Beland
Central South Beland to Reid",

and by adding thereto the following items, namely:-

"Shaw South Victoria to Emerald
Shaw South Douglas to Cheever
Shaw North Victoria to 192 ft. east
Central North Parkdale to Reid".

3. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following items, namely:-

"Shaw South North
Victoria to Emerald
Shaw
Douglas to Wentworth South North",

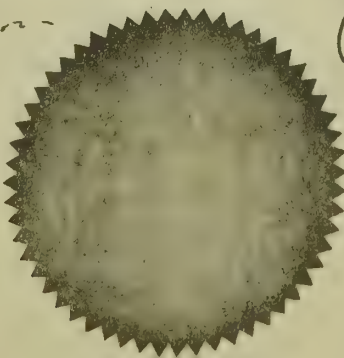
and by adding thereto the following item, namely:-

"Shaw South North".
Cheever to Wentworth

PASSED this 25th day of July, A.D. 1978.

[Signature]
City Clerk

[Signature]
Mayor



BY-LAW NO. 78 - 220

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 4 (Truck Routes) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding thereto the following item, namely:-

"Garfield (southerly)	Alleyway at Rear of Dominion Store	Main	Anytime".
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2. Schedule 9 (Through Highways) is hereby amended by deleting therefrom the following item, namely:-

"Greenhill Avenue, from 680 feet west of Harrisford Street to the easterly end of the street, except at the intersections of Mount Albion Road and Quigley Road",

and by adding thereto the following item, namely:-

"Greenhill Avenue, from the east limit of Harrisford Street to the easterly end of the street, except at the intersections of Mount Albion Road and Quigley Road".

3. Schedule 10 (Stops at Intersections) is hereby amended by deleting therefrom the following items, namely:-

"Roxborough Tolton Roxborough Julian Roxborough Dunsmure Dunsmure Walter	Eastbound and Westbound Northbound and Southbound Eastbound and Westbound Northbound and Southbound Eastbound and Westbound Eastbound and Westbound Eastbound and Westbound Northbound and Southbound	Normanhurst Roxborough Walter Roxborough Ivon Selkirk Tolton Dunsmure",
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and by adding thereto the following items, namely:-

"Normanhurst Roxborough Walter Roxborough Ivon Selkirk Tolton Dunsmure Summerlea Beston MacAulay Cumberland	Northbound and Southbound Eastbound and Westbound Northbound and Southbound Eastbound and Westbound Northbound and Southbound Northbound and Southbound Northbound and Southbound Eastbound and Westbound Southbound Northbound Eastbound and Westbound Eastbound and Westbound	Roxborough Tolton Roxborough Julian Dunsmure Roxborough Dunsmure Walter Carson Carson Mary Sherman".
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4. Schedule 12 (One-Way Streets) is hereby amended by deleting therefrom the following item, namely:-

"Margaret	Southerly	King	Main".
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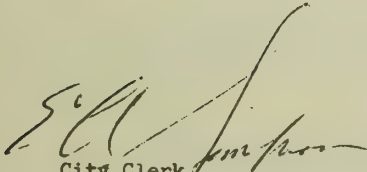
5. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime the following item, namely:-

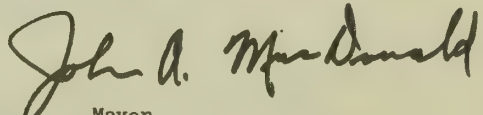
"Balmoral	West	Main to 102 ft. north".
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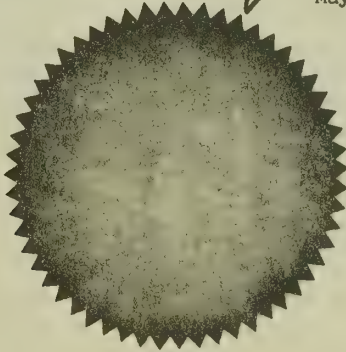
6. Schedule 30 (Commercial Loading Zones) is hereby amended by deleting therefrom the following item, namely:-

"Balmoral	West	44 ft.	55 ft. north of Main	Anytime".
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PASSED this 25th day of July, A.D. 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 221

To Authorize:

1. The construction of local improvements without petition under Section 8 of The Local Improvement Act on Osborne Street;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Ontario Municipal Board by Order dated the 8th day of June, 1978 (File No. E 772037) approved;

- (a) the construction of a local improvement in accordance with Schedule "A" hereto, at an estimated cost not exceeding \$41,700.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of debentures therefor in the sum of \$7,000.00 by The Regional Municipality of Hamilton-Wentworth for a term of fifteen years, chargeable to the applicant corporation.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby directed and authorized that the construction of the local improvement be proceeded with in accordance with Schedule "A" hereto.
2. The owners share shall be borne by their lands at the estimated cost per foot frontage to be rated as set out in Schedule "A" hereto and specially assessed against the lands and payable in equal annual instalments until fully paid.
3. Pending payment of the owners share, the said share shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -
 - (a) to the extent sufficient to provide an amount not exceeding \$7,000.00; and
 - (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.
4. The City Engineer is hereby authorized to -
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

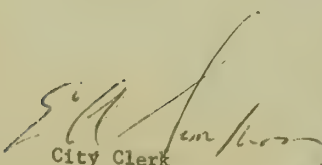
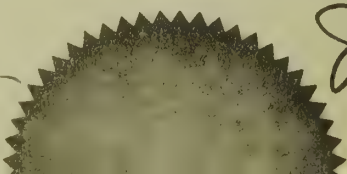
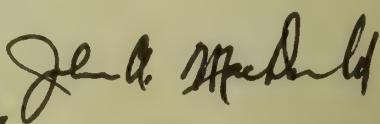
PASSED this

25th

day of

July

A.D. 1978.


City Clerk

Mayor

SCHEDULE "A"

TO BY-LAW NO. 78 - 221

The construction on Osborne Street from Barton Street to Melvin Avenue
of a roadway at the costs and charges not exceeding those set out below:

City's share	\$34,700.00
Owners' share	<u>7,000.00</u>
	<u>\$41,700.00</u>

Per foot frontage: \$10.00

Fifteen annual instalments

Annual rate per foot frontage: \$1.47

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 222

To Amend:

Zoning By-law No. 77-261

Respecting:

LAND LOCATED IN THE AREA SOUTH OF KING STREET EAST
AND WEST OF CENTENNIAL PARKWAY

WHEREAS By-law No. 77-261, passed on the 25th day of October, 1977, rezoned the land comprised in Block 5 and shown on schedule "A" to the By-law from "AA" (Agricultural) district to "RT-10" (Townhouse) district;

AND WHEREAS section 1 of the 23rd Report of the Planning and Development Committee, adopted by City Council on July 25, 1978, approved the rezoning of the land comprised in Block 5 shown on schedule "A" to By-law No. 77-261 from "RT-10" (Townhouse) district to "C" (Urban Protected Residential, etc.) district;

AND WHEREAS this By-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of section 1 of By-law No. 77-261 is amended by adding "and Block 5" after the numeral "2" in the third line so that the clause shall read as follows:

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Blocks 1 and 2, and Block 5, and

2. Clause (c) of section 1 of By-law No. 77-261 is amended by striking out the numeral "5" in the second line, so that the clause shall read as follows:

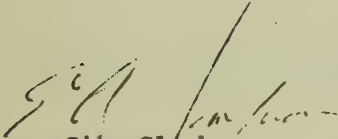
- (c) by changing from "AA" (Agricultural) district to "RT-10" (Townhouse) district, the land comprised in Blocks 6 and 7, and

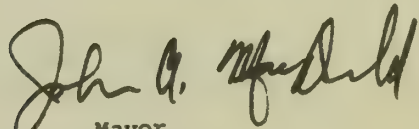
3. Schedule "A" to By-law No. 77-261 is amended by striking out in the area referred to as Block 5, the designation "RT-10" and substituting in lieu thereof the designation "C", so that the zoning shall read "change from "AA" to "C" ".

4. The City Clerk is hereby authorized and directed to proceed, if necessary, with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the approval of this by-law.

PASSED this 25th day of July 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 -

To Amend:

By-law No. 7970

Respecting:

SALARY OR WAGES

WHEREAS subclause (ii) of clause (d) of section 3 of The City of Hamilton Act, 1957 empowers the City of Hamilton to amend Hamilton Municipal Retirement Fund By-law No. 7970, passed on the 15th day of February, 1957, from time to time and with the approval of the Department of Municipal Affairs, now the Ministry of Treasury, Economics and Intergovernmental Affairs;

AND WHEREAS clause (g) of section 1 of Article I of By-law No. 7970 defines "earnings" to mean salary or wages received from the employer during the year;

AND WHEREAS it is desirable to amend the definition of earnings to include only certain classes of contributory earnings and to exclude certain classes of non-contributory earnings.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of Article I of By-law No. 7970 is amended by striking out "unless a contrary intention appears" in the first line, so that the first line shall read as follows:

1. In this by-law,

2. Clause (g) of section 1 of Article I of By-law No. 7970 is amended by adding at the end thereof "but does not include non-contributory earnings".

3. Section 1 of Article I of By-law No. 7970 is amended by adding the following clauses thereto:

(ca) "contributory earnings" means basic salary or wage, shift premium, acting pay, service pay, premium pay, standby pay, vacation pay upon retirement and clothing allowance;

(ma) "non-contributory earnings" includes overtime, call-back pay, vacation pay in lieu of vacation leave, court pay, bonuses, Unemployment Insurance rebate, travel expenses and mileage;

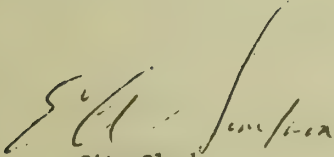
(qa) "salary or wages" means contributory earnings;

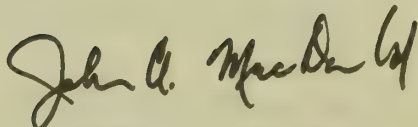
- (t) "vacation pay upon retirement" means the percentage calculation for vacation pay in the year of retirement calculated from January 1st to the date of retirement;
- (u) "vacation pay in lieu of vacation leave" means vacation leave earned in the year prior to retirement not utilized at the time of retirement but received as a lump sum payment of money at the time of retirement.

4. This By-law comes into effect on the 1st day of January, 1978.

READ A FIRST AND SECOND TIME on the 25th day of July
1978.

READ A THIRD TIME AND FINALLY PASSED on the day of
1978, the approval of the Ministry of Treasury, Economics and
Intergovernmental Affairs having been received on the day of
1978.


City Clerk


Mayor

BY-LAW NO. 78 - 223

To Close MacNAB STREET from Main Street to King Street;
PARK STREET from King Street to York Boulevard;
and HESS STREET from Cannon Street to York Boulevard

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up portions of the highways described herein.

AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

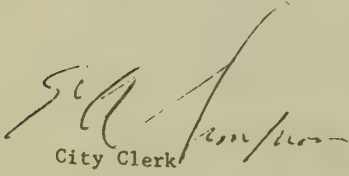
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

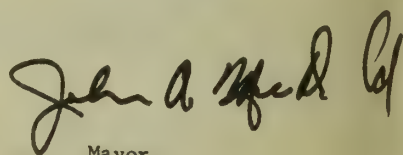
1. The portions of the following highways:

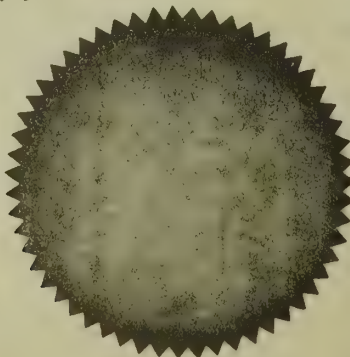
- (i) MacNAB STREET from Main Street to King Street;
- (ii) PARK STREET from King Street to York Boulevard;
- (iii) HESS STREET from Cannon Street to York Boulevard;

are hereby stopped up from 8:00 a.m. to 6:00 p.m. on August 6, 1978 and from 8:00 a.m. to 5:00 p.m. on August 7, 1978.

PASSED this 25th day of July, A.D. 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 -224

To Establish:

A LICENSING COMMITTEE

WHEREAS The City of Hamilton Act, 1978 authorized the establishment of a licensing committee to have certain powers in the place and stead of Council;

AND WHEREAS it is intended to establish a licensing committee.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) "city" means the City of Hamilton;
 - (b) "council" means the council of the City;
 - (c) "licensing committee" means the licensing committee established pursuant to section 2.
2. A licensing committee to be known as "The City of Hamilton Licensing Committee" is hereby established.
3. The City of Hamilton Licensing Committee shall be composed of those members mentioned in schedule "A" hereto attached.
4. A majority of members of the licensing committee constitutes a quorum.
5. The licensing committee shall elect a chairman and the chairman shall have the power to sign any document on behalf of the licensing committee.
6. The members of the licensing committee shall hold office until the expiration of the term of the council that appointed them.
7. Members of the licensing committee shall hold office until their successors are appointed and be eligible for re-appointment, and where a member ceases to be a member before the expiration of his term, the council shall appoint another person for the unexpired term of the person who has ceased to be a member.

8. Notwithstanding section 7, the council may, at any time, terminate the term of office of a member of the licensing committee.

9. The licensing committee shall have the following powers in the place and stead of council:

1. To receive licence applications and fees and issue receipts therefor.
2. To issue and renew licences and approve the transfer of licences where in the opinion of the licensing committee the requirements for the issue, renewal or transfer of a licence, as the case may be, have been satisfied.
3. To refuse to issue or renew licences or approve transfers of licences where in the opinion of the licensing committee the requirements for the issue, renewal or transfer of a licence, as the case may be, have not been satisfied.

10. Subject to The Statutory Powers Procedure Act, 1971, the licensing committee shall have the following additional powers in the place and stead of council:

1. To hear an applicant or licensee who is entitled to a hearing under section 11 and to recommend to council whether or not a licence, in respect of which such a hearing has been held, should be issued, renewed, transferred, suspended or revoked, as the case may be, and to attach specified conditions to the suspension.
2. To make such decisions, and perform all such acts, matters, deeds and things as may be necessary or incidental to the exercise of its powers.

11. An applicant for a licence or a transfer of a licence and every licensee shall have the right to a hearing before the licensing committee where,

- (a) the licensing committee has refused to issue, renew or transfer the licence, as the case may be;
- (b) the licensing committee has suspended or revoked the licence, as the case may be.

12. Upon the conclusion of a hearing held pursuant to clauses (a) and (b) of section 11, the licensing committee shall make a recommendation to council.

13. In respect of a licence for which a recommendation has been submitted to council pursuant to section 12, after considering the recommendation and without holding a further hearing, council may,

- (a) issue, renew, transfer or revoke the licence;
- (b) suspend the licence with or without conditions;
or;
- (c) refuse to issue, renew, transfer, suspend or revoke the licence.

PASSED this 25th day of July

1978.

SA [Signature]
City Clerk

[Signature]
Mayor



SCHEDULE "A"

To By-law No. 78 - 224

Members of The City of Hamilton Licensing Committee

1. Controller R. M. Morrow
2. Alderman D. Lawrence
3. Alderman F. Lombardo

BY-LAW NO. 78- 225

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25TH DAY OF JUNE A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

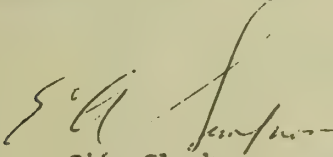
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

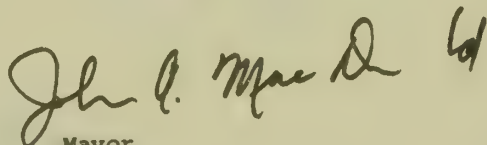
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

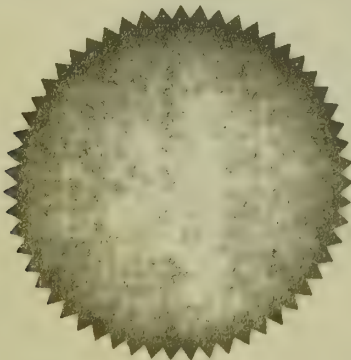
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 25th day of July A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78-226

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 1st DAY OF August A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

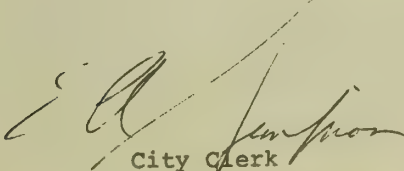
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

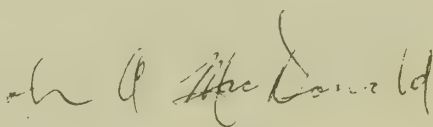
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

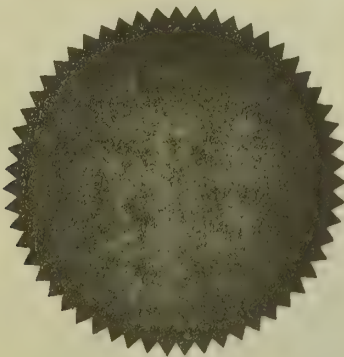
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 1st day of August A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78-227

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10TH DAY OF AUGUST A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

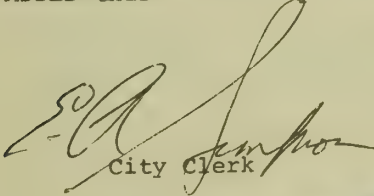
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

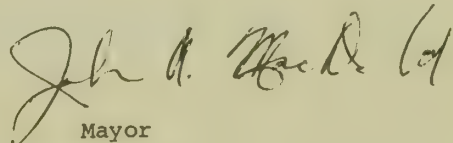
1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

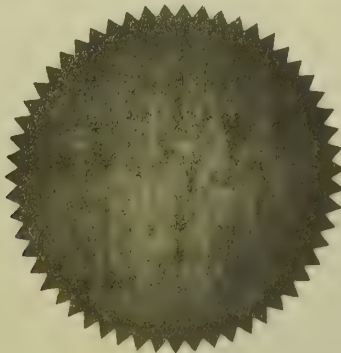
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of August A. D., 1978.


City Clerk


Mayor



08/30/78

Bill No. 87

The Corporation of the City of Hamilton

BY-LAW NO. 78- 228

To Adopt:

THE GIBSON NEIGHBOURHOOD
REDEVELOPMENT PLAN

WHEREAS By-law No. 76-1, passed on the 13th day of January, 1976 designated The Gibson Neighbourhood as a Redevelopment Area in accordance with subsection 2 of section 22 of The Planning Act, having been approved by the Minister on the 17th day of December, 1975;

AND WHEREAS subsection 5 of section 22 of The Planning Act provides as follows:

- (5) When a by-law has been passed and approved under subsection 2, the Council with the approval of the Minister, may by by-law adopt a redevelopment plan for the redevelopment area.

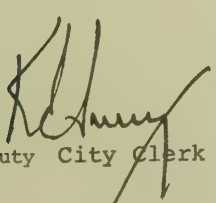
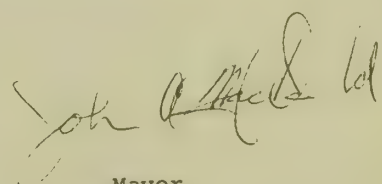
AND WHEREAS item 1 of the 7th Report of the Planning and Development Committee, adopted by Council on the 14th day of March, 1978 approved a redevelopment plan dated February, 1978 for The Gibson Neighbourhood Redevelopment Area.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

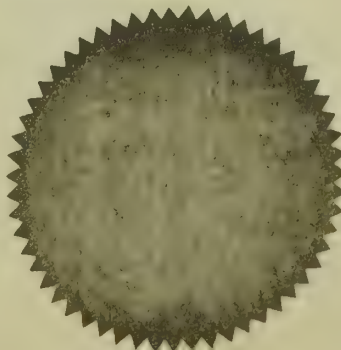
1. The Gibson Redevelopment Area Plan dated February, 1978 hereto annexed as schedule "A" and forming part of this by-law, is adopted as the redevelopment plan for the Gibson Neighbourhood Redevelopment Area designated by By-law No. 76-1 passed on the 13th day of January, 1976.

READ A FIRST AND SECOND TIME on the 14th day of
March 1978.

READ A THIRD TIME AND FINALLY PASSED on the 29th day
of August 1978, the approval of the Minister having
been granted on the 18th day of July 1978.


Deputy City Clerk
Mayor

(1978) 7 R.P.D.C. 1, March 14



CITY OF HAMILTON

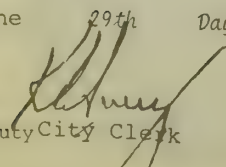
NEIGHBOURHOOD IMPROVEMENT PROGRAMME

GIBSON REDEVELOPMENT AREA

REDEVELOPMENT PLAN

Department of
Community Development
February 1978

Schedule "A" to By-law No. 78- 78-228 passed by City Council
on the 29th Day of August 1978.


Deputy City Clerk

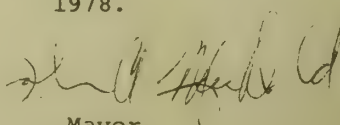

Mayor

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CITY OF HAMILTON
NEIGHBOURHOOD IMPROVEMENT PROGRAMME

Gibson Designated Area
Redevelopment Plan

A INTRODUCTION

(1) Area Designation

On 9 September 1975, Hamilton City Council adopted Section One (1) of the Thirty Third Report of the Planning and Development Committee whereby the area known as Gibson Neighbourhood within the City of Hamilton was to be designated as a Neighbourhood Improvement Programme Area and, on 25 November 1975, Hamilton City Council directed that application be made to the Minister of Housing, Province of Ontario, for the undertaking of a Neighbourhood Improvement Programme within the Gibson Neighbourhood at a gross cost of two million dollars (\$2,000,000).

Subsequently, the Department of Community Development, City of Hamilton, made formal application to the Minister of Housing for official designation of Gibson Neighbourhood as a Redevelopment Area and, on 17 December 1975, the Honourable John R. Rhodes, Minister of Housing, did grant his approval for such designation pursuant to Section 22(2) of The Planning Act, R.S.O. 1970.

(II) Citizen Participation and Plan Preparation

In order that the residents and property owners from the Gibson Redevelopment Area might contribute to the improvement of said Area, the Department of Community Development sent a letter signed by the Aldermen for Ward Three, wherein the Gibson Neighbourhood is located, to the three thousand eight hundred fifty (3,850) residents and/or property owners who reside and/or own property in Gibson Neighbourhood. The letter advised the residents as to the features and requirements of the Neighbourhood Improvement Programme;

requested the nomination of persons to serve on a "Neighbourhood Planning Committee"; and, informed them of two public meetings which were to be held in the neighbourhood in order to elect from those members of the neighbourhood present, five (5) people to serve on the fifteen (15) member "Neighbourhood Planning Committee". As a result, five members of the Neighbourhood Planning Committee were elected at the last of the two public meetings held 19 May 1976 and 3 June 1976. Further, the Clerk of the City of Hamilton received nominations for the Neighbourhood Planning Committee from nineteen (19) well-qualified citizens representing diverse interests within the neighbourhood. The Aldermen for Ward Three; the Controller responsible for the Department of Community Development; staff from the Department of Community Development; and, a representative from the Planning Department of the Regional Municipality of Hamilton-Wentworth met, on 24 September 1976, to select from amongst the nominations received, the remaining ten (10) members of the Neighbourhood Planning Committee. In order that the members of the Neighbourhood Planning Committee were representative of a cross-section of the populace of Gibson Neighbourhood, consideration during the selection process was given to their sex, occupation, residence location, ethnicity and whether they were property owners or tenants within the Neighbourhood.

The purpose and scope of the citizen's Neighbourhood Planning Committee was to assist in the preparation, from a neighbourhood point-of-view, of a Redevelopment Plan for consideration by the Neighbourhood Improvement Programme Staff Coordinating Committee, the Planning and Development Committee, Hamilton City Council and the Minister of Housing of the Province of Ontario and, subsequently, establish priority projects for improvements to the Gibson Neighbourhood. The Neighbour-

hood Planning Committee will continually review cost estimates of proposed projects for implementation under the Neighbourhood Improvement Programme and will continue in existence for the life of the three year Implementation Stage in order to review and upgrade projects taking into account inflationary trends and any reassessment of priorities and to advise City Council, through the Department of Community Development and the appropriate Standing Committee of City Council, as to those projects which they (the citizens) wish to see implemented in Gibson Neighbourhood.

(III) The Purpose and Scope of the Redevelopment Plan

The purpose of the Redevelopment Plan is to guide future development in the Gibson Neighbourhood under the terms and conditions of the Neighbourhood Improvement Programme.

Consequently, the Redevelopment Plan isolates those problems which presently exist in the Neighbourhood and identifies ways and means to alleviate the aforementioned problems.

Further, the needs of the citizens of Gibson Neighbourhood will be considered in the establishment of any social and recreational facilities; which facilities are generally lacking in the Neighbourhood. However, in considering both the financial and time constraints of the Neighbourhood Improvement Programme, it is highly unlikely that all of the proposed actions in the Redevelopment Plan can be acted upon within the three year time limit of the Implementation Stage of the Neighbourhood Improvement Programme and, therefore, it will be necessary for the Neighbourhood Planning Committee to establish a priority list of projects which will account for, and resolve, the most serious and prevalent of the problems and demands generated in the Gibson Neighbourhood.

B REDEVELOPMENT PLAN FOR GIBSON NEIGHBOURHOOD

(I) Neighbourhood Background

Gibson Neighbourhood is situated to the east of the Central City Periphery, and is bounded by the C.N.R. Mainline Tracks, Sherman Avenue, Main Street East and Wentworth Street. It is one of the older residential areas of the city, built predominantly before 1915. The character of the neighbourhood is an expression of a chain of events, from the turn of the century when the area was built during a period of rapid industrialization in Hamilton to the present stage of physical, functional and economic degeneration of the form and structure of the area. The degeneration is typified by a conflict between the industrial, commercial and residential land users; deterioration in property conditions; commercial obsolescence; and, a lack of "neighbourhood" park and open space facilities.

Gibson is one of the most heavily populated neighbourhoods in the City with eight thousand three hundred twenty two (8,322) people ¹. living within an area of approximately two hundred eighty six (286) acres.

The residential sections of the neighbourhood have an average of twenty five (25) dwelling units per acre or seventy (70) persons per net residential acre, which is approximately twice as high as the city average. Though the housing stock is in a progressively poor state of repair as one proceeds north through the neighbourhood, housing conditions are generally fair as many dwellings appear quite well preserved and neatly maintained by their owners.

The neighbourhood was built to accommodate the life styles and technology of sixty years ago and is now decreasingly able to provide the amenities demanded of a modern urban living environment.

1. Source: Hamilton-Wentworth Assessment 1975

(II) Neighbourhood Problems

The following list of problems within the area is a result of an analysis of neighbourhood questionnaire returns as well as a continuing dialogue with residents of the area.

- (i) Lack of neighbourhood park and open space facilities;
- (ii) Building conditions in some areas of the neighbourhood are deteriorating;
- (iii) Predominant land use conflict;
- (iv) Lack of parking facilities in residential areas;
- (v) Commercial obsolescence in some areas;
- (vi) Excessive through traffic appears to be "introduced" into residential areas.

(III) Neighbourhood Goals

(i) Parks

To work towards the provision of sufficient neighbourhood park/open space that is easily accessible and functional for all age groups.

(ii) Recreation

To encourage the establishment of a full and suitable range of both active and passive recreational activities for all age groups.

(iii) Property Maintenance

To encourage property owners to improve their property in accordance with the requirements of The Property Standards By-law (74-74) and, under the provision of the Residential Rehabilitation Assistance Programme (R.R.A.P.) where applicable, to create a safe, attractive and pleasing neighbourhood in which to live.

(iv) Neighbourhood Facilities

To develop a neighbourhood facility to serve the Gibson Neighbourhood through the provision of , neighbourhood oriented social and family services if sufficient demand and hence need is shown.

(v) Traffic

To improve the vehicular circulation systems and parking facilities to provide adequate and safe facilities in accord with the basically residential character of the neighbourhood.

(vi) Density

To permit a range of residential densities that will provide for a variety of housing types while maintaining and enhancing the positive characteristics of the neighbourhood.

(IV) The Redevelopment Plan

The Redevelopment Plan is proposed to guide future development in the Gibson Neighbourhood. Following is a description of the elements of the Plan and some qualifying remarks on certain features. Reference should be made to Appendix "A" for the location of the following elements of the Redevelopment Plan.

(i) The Area North of Barton Street East

The industrial land in the north-western section of the area has created some parking problems as industrial workers are parking on side streets in the abutting residential area. In order to conserve the residential character of the area the industry should be encouraged to provide adequate parking facilities for their employees and existing by-laws regarding parking should be reviewed on the residential streets.

Woodlands Park is to be redeveloped with provision for greater neighbourhood use bearing in mind the general lack of such facilities and the needs of the citizens of the area adjacent to the park.

Any such redevelopment is subject to the type of recreational development which will occur on the Central Secondary School Site on Wentworth Street North. The recreational needs of this area will be further examined in order to determine the demand for additional park and open space.

The low density residential character of the area is to be retained with conservation and rehabilitation of the existing housing stock encouraged.

(ii) The Area Between Cannon Street
East and Barton Street East

This area will remain as a low density residential neighbourhood with conservation and rehabilitation of the existing housing stock encouraged.

The existing park - Powell Playground - in the block bounded by Huron Street, Birch Avenue, Harvey Street and Stirton Street is to be expanded in size to occupy the entire block to serve the needs of the residents of the surrounding area.

Lands presently owned by the Board of Education on Wentworth Street North (the Central Secondary School Site) will be developed for the provision of park and/or recreation facilities.

(iii) The Area Between Cannon Street
East and Wilson Street

This area will remain predominately low density residential with the conservation and rehabilitation of this use encouraged.

The existing tot-lot in the area, in the block bounded by Cannon Street East, Birch Avenue, Wilson Street and Stirton Street is to be linked to Powell Playground via the Ontario Hydro Right-of-Way.

(iv) The Area Between Wilson Street
and King Street East

The low density residential area between Sherman Avenue North and Arthur Avenue North is to be retained and the conservation and rehabilitation of the housing stock encouraged.

In order to alleviate any perceived traffic congestion and, bearing in mind the basically residential nature of Gibson Avenue North, it is recommended that a study be undertaken into the possibility of changing this street into a one-way street northbound and that the findings of the study be implemented.

(v) The Area Between King Street
East and Main Street East

The low density residential character of the land east of Arthur Avenue South will be retained.

A tot-lot/parkette is to be established in the area bounded by King Street East, Sherman Avenue South, Main Street East and Wentworth Street South.

(V) The Neighbourhood Programme

The Neighbourhood Programme is designed to detail these objectives and recommendations, which form part of the Gibson Redevelopment Plan.

OBJECTIVE I

Increase the amount of useable park/open space. Reference should be made to Appendix "A", Redevelopment Plan, which designates all park/open space areas in Gibson Neighbourhood.

Proposed Action

- (a) The following parks should be established in the Neighbourhood:

- (i) An enlargement of the existing Powell Playground to the full block bounded by Huron Street, Birch Avenue, Harvey Street and Stirton Street;
 - (ii) A parkette/tot-lot in the area bounded by King Street East, Sherman Avenue North, Main Street East and Wentworth Street South;
 - (iii) Save for those lands designated within the Redevelopment Plan for parks and/or recreational purposes, those other lands designated for such use(s) in the secondary or neighbourhood plan (attached herewith, marked Appendix "B") may also be acquired and/or developed, at such time as these properties are offered for sale.
- (b) That a linked open space system be developed to link the parks in the neighbourhood in order to make them more accessible, to all residents of the area, in consideration of the generally uneven distribution of parkland within the neighbourhood. Specifically that the present parkette situated at Wilson and Stirton Streets, be linked to Powell Playground via the Ontario Hydro Right-of-Way.
- (c) That the status and use of Woodlands Park be redefined/redeveloped in order to encourage greater neighbourhood use of this recreational facility with the redefinition/redevelopment subject to the development of the Central Secondary School Site bearing in mind the proximity of the two areas.

OBJECTIVE II

Encourage the development of a full range of active and passive recreational activities for all age groups.

- (a) That the improvement of the existing recreational facilities be undertaken with a view to incorporating modern trends in design of various types of facilities in the field or recreation.
- (b) That an indoor recreation facility of a suitable size be established in Gibson Neighbourhood on the Central Secondary School Site on Wentworth Street North.
- (c) That consideration be given to the provision of appropriately scaled indoor recreational facilities in the building located at 107 Birch Avenue, which is located in the Priority One Parks Acquisition Area known as Powell Playground.

OBJECTIVE III

Establish a neighbourhood facility to serve the general needs of the community.

Proposed Action

- (a) That a neighbourhood centre oriented towards the provision of social and family services be located within the Gibson Neighbourhood if sufficient demand and hence need, is shown.

OBJECTIVE IV

Enhance the physical appearance, structural soundness and safety of all property in the Neighbourhood.

Proposed Action

- (a) That the City of Hamilton, actively enforce The Property Standards By-law (74-74), for all properties in the area, and that enforcement be tempered with encouragement, advice and assistance.
- (b) In conjunction with By-law 74-74, a rehabilitation programme be implemented to conserve and improve those areas of the neighbourhood that require such attention.
- (c) That implementation of any relevant government programme which encourages the improvement, rehabilitation and conservation of existing structures (i.e. Residential Rehabilitation Assistance Programme) be carried out by the Department of Community Development.
- (d) That selected residential dwellings which are deemed to be beyond a reasonable level of economic rehabilitation in consideration of the City of Hamilton's Property Standards By-law (74-74), be considered for purchase under the provisions of the legislation governing the Neighbourhood Improvement Programme. Any such property will be acquired through negotiation and any seriously deteriorated property will be cleared for the primary purpose of providing new housing for individuals or families of low to moderate income. The preceeding does not preclude the fact that some lands so acquired may ultimately be used for the provision of open space or community facilities within the Designated N.I.P. Area.

OBJECTIVE V

To encourage and foster the most desirable and attractive forms of redevelopment within Gibson Neighbourhood.

Proposed Action

- (a) That should private redevelopment occur, any adjacent parcel of land not included in the redevelopment scheme, but designated for development, be of sufficient size and of a suitable nature to be redeveloped independently at a later date.

OBJECTIVE VI

Establish alternative solutions to the existing lack of off-street parking.

Proposed Action

- (a) Recommend to the Traffic Department of The City of Hamilton that they initiate action to alleviate a lack of off-street parking in order to provide residents who lack off-street parking with a parking space on the street where they reside.

OBJECTIVE VII

Establish an appropriate and compatible traffic system in consideration of the neighbourhood, bearing in mind the higher-order needs of the Municipality as a whole; which system strives for maximum public safety as well as minimal noise aggravation.

Proposed Action

- (a) That a "Through Neighbourhood Traffic Study" be carried out to determine where improvements if any, might be made to improve the overall traffic system and that the findings of the study be implemented.
- (b) That a study be undertaken into the possibility of changing Gibson Avenue into a one-way street northbound in order to alleviate any traffic problems which may occur on this residential street and that any recommendation, as based upon the study, be implemented.

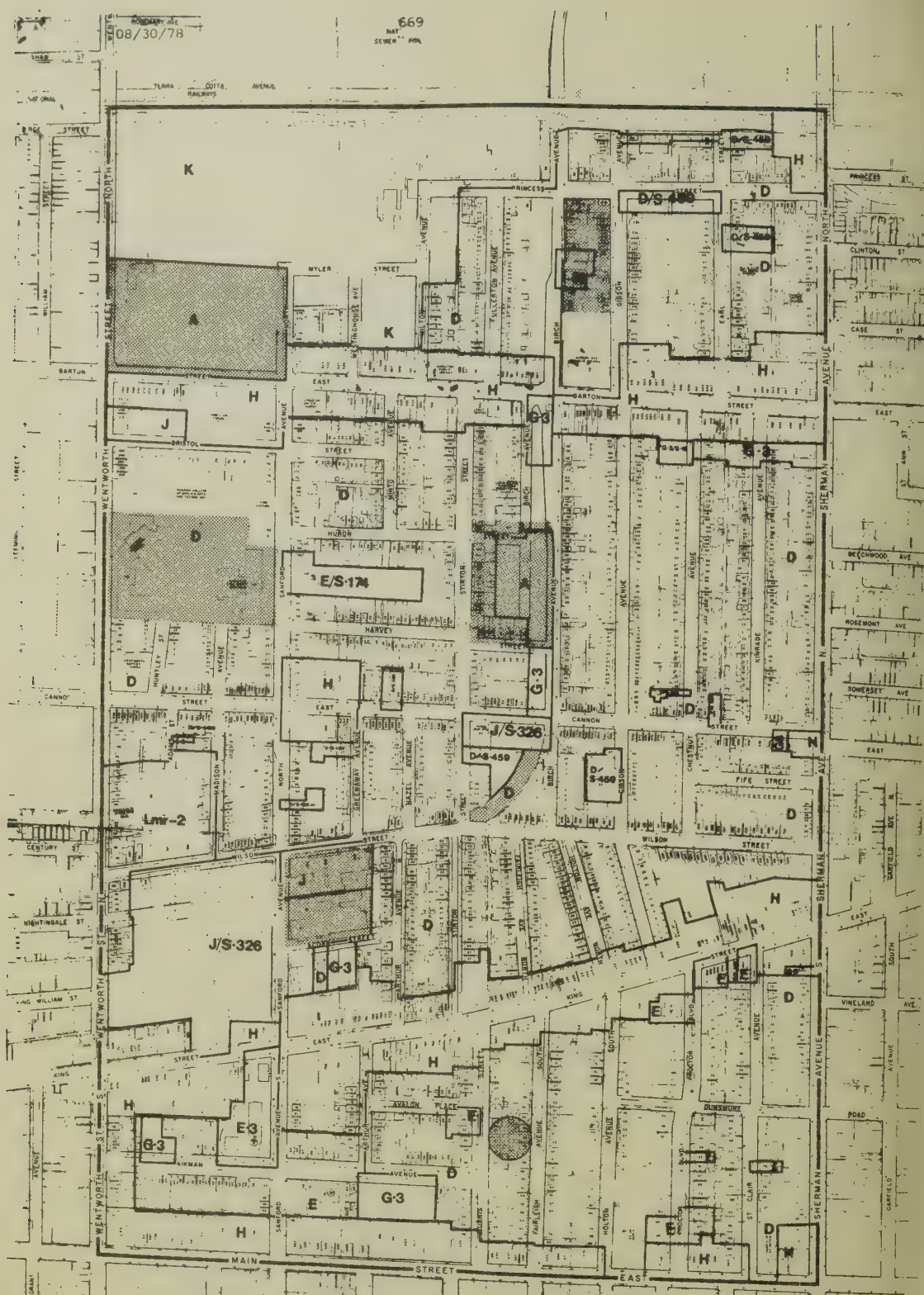
OBJECTIVE VIII

To eliminate through truck traffic on residential streets north of Barton Street East.

Proposed Action

- (a) Eliminate through truck traffic on Fullerton Avenue, Gibson Street, Earl Street and Princess Street by requesting the Hamilton Police Department for strict enforcement of the through truck traffic ban on residential streets.
- (b) That the Traffic Department of the City of Hamilton undertake a study to determine if there is excessive through truck traffic in this area and recommend ways and means to alleviate the problem if, in fact, one exists. The results of the study are to be implemented as necessary.

A P P E N D I X A



EXISTING POPULATION (1970) 9156
 (1971) 9272
 (1972) 9137
 (1973) 8876
 (1974) 8543

61A	61B	61C
72	43	103
102	101	12

 A TOT-LOT (e.g. VEST POCKET PARK OR HIGH INTENSITY USE PARK) TO BE LOCATED IN THIS GENERAL AREA.

LAND USE

RESIDENTIAL

- ☐ single & double
- ☐ attached housing
- ☐ low density apts.
- ☐ medium density apts.
- ☐ high density apts.
- ☐ commercial & apts.

- ☐ COMMERCIAL
- ☐ INDUSTRIAL
- ☐ CIVIC & INSTITUTIONAL
- ☐ PARK & RECREATIONAL
- ☐ OPEN SPACE
- ☐ UTILITIES

-  Neighbourhood Boundary
-  Zoning Boundary
-  Staging of Development Boundary

Approvals
 Planning Bd. Council
 Revisions

APRIL 1971
 FEBRUARY 1972
 NOV. 15, 1973
 FEB. 27, 1975
 JULY 3, 1975
 OCTOBER 9, 1975

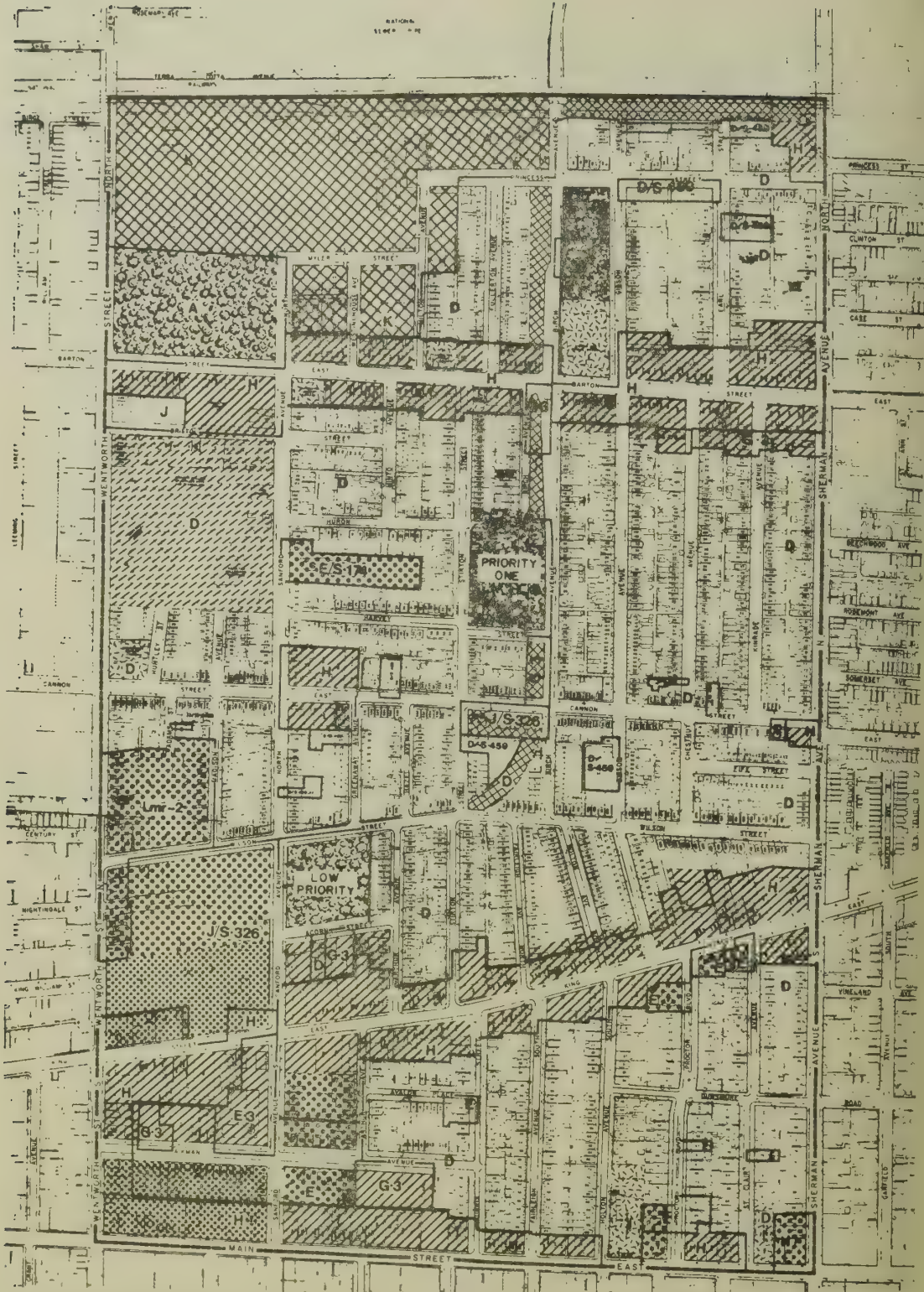
CITY OF HAMILTON
 PLANNING DEPARTMENT

REDEVELOPMENT PLAN
GIBSON
 APPENDIX 'A'



SCALE 1" = 100'

A P P E N D I X B



Note:
Existing "non-obnoxious" industries will be dealt with by an individual control Zoning By-law which may permit some expansion.

NOTE:

THIS IS A GUIDO PLAN ONLY AND IS SUBJECT TO CHANGE. FOR DETAILS CONTACT THE LOCAL PLANNING DIVISION OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH.

LAND USE

RESIDENTIAL

- single, double & attached housing
- medium density apt.
- commercial & apt.
- COMMERCIAL**
- INDUSTRIAL**
- CIVIC & INSTITUTIONAL**
- PARK & RECREATIONAL**
- UTILITIES**

- Neighbourhood Boundary
- Zoning Boundary
- Staging of Development
- Boundary

Approval
Planning Bd. MAR/73 Council MAY 9/73
Revisions
MARCH 9/77

APPROVED BY
NOV. 15, 1973
FEB. 27, 1975
AUG. 3, 1975
OCTOBER 9, 1975

AUG 27 / 78
MARCH 9 / 77

**CITY OF HAMILTON
PLANNING DEPARTMENT**

**APPENDIX 'B'
GIBSON**

APPROVED PLAN



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 229

To Authorize:

1. The construction of local improvements on an Alleyway, in the block bounded by Cheever Street, Mars Avenue, Douglas Street and Francis Street, as described in Schedule "A";
2. The special assessment to pay a portion of the cost, upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 6 of the 20th Report of the Traffic and Engineering Committee on the 27th day of June, 1978;

AND WHEREAS the Council has procured to be made reports, estimates and statements for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 1st day of August, 1978, issue Order No. E 78997, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on petition at an estimated cost of \$19,500.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$4,654.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$19,500.00.

2. The share or portion of the estimated cost of the works in the amount of \$4,654.00 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

- (a) to the extent sufficient to provide an amount not exceeding \$4,654.00; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

4. The City Engineer is hereby authorized to -

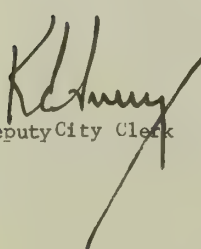
(a) prepare all necessary plans, specifications and reports required for the construction of the works, and

(b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 30th day of August

A.D. 1978


Deputy City Clerk


Mayor



SCHEDULE "A"

The construction on block bounded by Cheever Street, Mars Avenue,
Douglas Street and Francis Street of an alleyway at the costs and
charges not exceeding those set out below:

City's share	\$14,846.00
Owners' share	<u>4,654.00</u>
	<u>\$19,500.00</u>

Per foot frontage: \$8.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 230

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Loconder Drive;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 1 of the 10th Report of the Traffic and Engineering Committee on the 28th day of March, 1978;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 1st day of August, 1978, issue Order No. E 78995, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of local improvements on Loconder Drive, on the initiative plan, at an estimated cost of \$37,500.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$3,040.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$37,500.00.
2. The share or portion of the estimated cost of the works in the amount of \$3,040.00 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue

of debentures by The Regional Municipality of Hamilton-Wentworth -

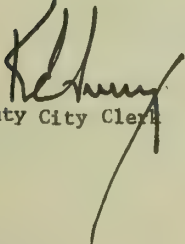
- (a) to the extent sufficient to provide an amount not exceeding \$3,040.00, and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

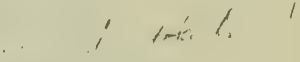
4. The City Engineer is hereby authorized to -

- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 30th day of August A.D. 1978


Deputy City Clerk


Mayor



SCHEDULE "A"

The construction on Loconder Drive from 220 feet west of Upper Gage to Upper Gage Avenue of a road, independent and a concrete walk and curb at the costs and charges not exceeding those set out below:

City's share	\$34,460.00
Owners' share	<u>3,040.00</u>
	<u>\$37,500.00</u>

Per foot frontage: \$19.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 231

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Bristol Street;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 1 of the 14th Report of the Traffic and Engineering Committee on the 25th day of April, 1978;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 1st day of August, 1978, issue Order No. E 78996, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of local improvements on Bristol Street, on the initiative plan at an estimated cost of \$22,500.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$2,279.17 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$22,500.00.

2. The share or portion of the estimated cost of the works in the amount of \$2,279.17 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of

debentures by The Regional Municipality of Hamilton-Wentworth -

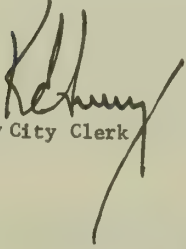
- (a) to the extent sufficient to provide an amount not exceeding \$2,279.17; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

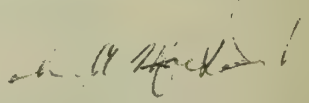
4. The City Engineer is hereby authorized to -

- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 30th day of August A.D. 1978


Deputy City Clerk


Mayor



SCHEDULE "A"

The construction on the north side of Bristol Street from Wentworth Street to 135 feet west of Sanford Avenue of a concrete walk at the costs and charges not exceeding those set out below:

City's share	\$20,220.83
Owners' share	<u>2,279.17</u>
	<u>\$22,500.00</u>

Per foot frontage: \$5.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 232

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Grays Road;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 1 of the 6th Report of the Traffic and Engineering Committee on the 28th day of February, 1978;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 1st day of August, 1978, issue Order No. E 78998, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$3,600.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$2,027.97 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$3,600.00.
2. The share or portion of the estimated cost of the works in the amount of \$2,027.97 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of

debentures by The Regional Municipality of Hamilton-Wentworth -

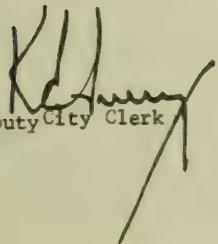
- (a) to the extent sufficient to provide an amount not exceeding \$2,027.97; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

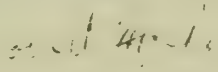
4. The City Engineer is hereby authorized to -

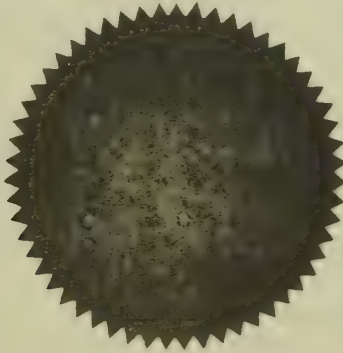
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 30th day of August A.D. 1978.


Deputy City Clerk


Mayor



SCHEDULE "A"

The construction on the east side of Grays Road from 210 feet south of Lakegate Drive to 225 feet southerly of a combined walk and curb at the costs and charges not exceeding those set out below:

City's share	\$1,572.03
Owners' share	<u>\$2,027.97</u>
	<u>\$3,600.00</u>

Per foot frontage: \$9.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 233

To Amend:

By-law No. 68-152

Respecting:

THE HAMILTON FIRE PREVENTION BUREAU

WHEREAS By-law No. 68-152, passed on the 14th day of May, 1968, was enacted in accordance with S. 248b of The Municipal Act, R.S.O. 1960, now S. 249 of The Municipal Act, R.S.O. 1970, Chapter 284, authorizing the destruction of documents;

AND WHEREAS it is intended to amend By-law No. 68-152 by providing for the establishment of a schedule of retention periods during which various records of the Fire Prevention Bureau of the Fire Department may not be destroyed.

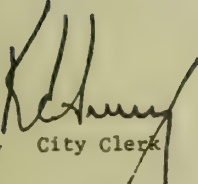
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 68-152, as amended by section 1 of By-law No. 68-284, section 1 of By-law No. 74-10 and section 1 of By-law No. 74-122, is further amended by inserting after "10" in the fourth line, "11" so that the section shall read as follows:

1. The retention periods during which receipts, vouchers, instruments, rolls or other documents, records and papers, (hereinafter referred to as the "Documents"), be and are hereby established in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11; (hereinafter referred to as the "Schedules").

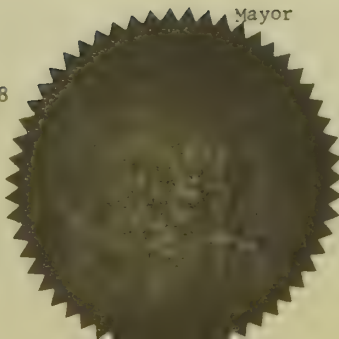
2. This By-law comes into force on the day it receives approval by the auditor of The Corporation of the City of Hamilton.

PASSED this 30th day of August 1978.


Deputy City Clerk

Mayor

(1978) 14 R.L.F.L.C. 17, March 28



SCHEDULE "11"
to By-law No. 78-

The Fire Prevention Bureau, Fire Department of the City of Hamilton

<u>Description of Records</u>	<u>Period of Retention</u>
1. Monthly Report of Fire Inspections	2 Years
2. Daily Inspection Report	2 Years
3. Fire Marshal's Fire Report	10 Years
4. Other Than Building Fire Report	10 Years
5. Building Fire Report	10 Years
6. Emergency Running Reports	10 Years
7. Purchase Orders	2 Years

Bill No. 234

The Corporation of the City of Hamilton

BY-LAW NO. 78 -234

To Amend:

Zoning By-law No. 6593

Respecting:

LOT WIDTH

WHEREAS it is intended to amend the text of the General Zoning By-law No. 6593, so as to provide for a revised definition of lot "width";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause (xxv) of clause J of subsection 2 of section 2 of By-law No. 6593, passed on the 25th day of July, 1950 is repealed and the following substituted therefor:

- (xxv) "Width" with reference to a lot, except a lot referred to in subclause (xxva), shall mean the horizontal distance between the side lot lines measured at a depth of thirty feet from, and parallel to, the front lot line or from the chord of the front lot line.
- (xxva) "Width" with reference to a lot that is a corner lot where corner rounding or daylighting has occurred shall mean the horizontal distance between the side lot lines or between a side lot line and the tangent of the side lot line, measured at a depth of thirty feet from and parallel to the front lot line or to the extended tangent of the front lot line to where the tangent of the front lot line intersects the tangent of the side lot line.
- (xxvb) "Width" with reference to a side yard shall mean the mean horizontal distance between a principal building and the side lot line.

2. Section 2 of By-law No. 6593 is amended by adding thereto the following subsections:

MEASUREMENT OF LOT WIDTHS

(3) For the purpose of subclause (xxv) of clause J of subsection 2,

- (a) the depth of thirty feet shall be measured along a line that is at a right angle to the front lot line or to the chord of the front lot line;
- (b) the chord of the front lot line is a straight line joining the two points where the side lot lines intersect the front lot line at the street extremities of the lot.

(4) For the purpose of subclause (xxva) of clause J of subsection 2,

- (a) the depth of thirty feet shall be measured along a line that is at a right angle to the front lot line or to the tangent of the front lot line.

(5) For the purpose of subclause (xxvb) of clause J of subsection 2,

- (a) where a side yard abuts upon an alley which is a public highway, in computing the required width of a side yard abutting upon the alley, not more than one-half the width of the alley may be considered as a portion of the side yard to the extent necessary to abate the required width of the side yard by not more than one-half.

(6) For the purpose of subclauses (xxv), (xxva) and (xxvb) of clause J of subsection 2,

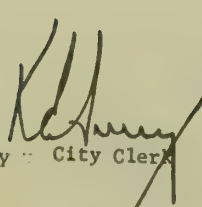
- (a) where the side wall of a building is not approximately parallel with the nearest side lot line, or where the side yard is irregular in shape, the average width of the side yard may be considered as the width, provided the narrowest part has an actual width of at least three feet or half the required width, whichever is the greater.

3. This By-law comes into effect upon approval by the Ontario Municipal Board.

4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board, relating to the giving of such notice.

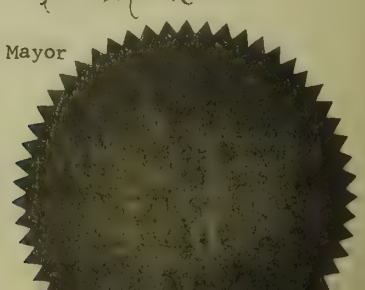
5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of August 1978.


Deputy City Clerk


Mayor

(1977) 27/R.P.D.C. 8, October 25
City Initiative 77-R



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 235

To Amend:

By-law No. 77-102

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 363 CALEDON AVENUE

WHEREAS By-law No. 77-102, passed on the 12th day of April, 1977, rezoned the land located at the rear of No. 363 Caledon Avenue from "C" (Urban Protected Residential, etc.) district to "HH" (Restricted Community Shopping and Commercial) district so as to permit its use in conjunction with the adjoining lands fronting on Upper James Street;

AND WHEREAS the Ontario Municipal Board, in its Decision dated June 19, 1978, decided as follows:

"The Board will therefore withhold its order until the by-law is amended to restrict access to the subject lands to access over the lands known as #1030 Upper James Street, Hamilton and until an agreement pursuant to the provisions of Section 35a of The Planning Act is entered into between the City and the owner or purchaser of the subject lands requiring the provision and maintenance of a close board fence of a minimum height of 6 feet and a 10-foot wide planting strip along the westerly and southerly property lines of the subject lands and such other matters as the City of Hamilton shall require and until provision has been made for the agreement to be registered against the title to the subject lands.

"When the aforesaid conditions have been met, the Board will approve By-law 77-102 and the amending by-law restricting access without further notice or hearing.";

AND WHEREAS it is intended herein to implement the Board's decision respecting access to the land which is the subject of By-law No. 77-102.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 2 and '3 of By-law No. 77-102 are renumbered "6" and "7".
2. By-law No. 77-102 is amended by adding thereto the following sections:

2. The District provisions applicable to the lands referred to in section 1 are amended only to the extent of the following variance as a special requirement:

1. No access to or egress from the land shall be permitted except over the lands known as No. 1830 Upper James Street.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

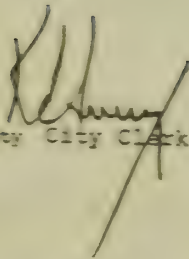
(a) the "HH" District provisions,

subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-599".

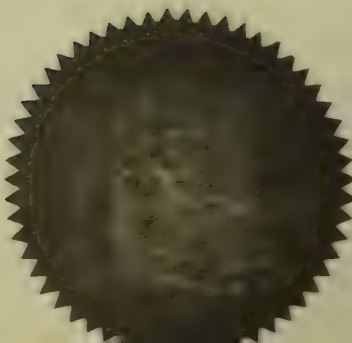
5. Sheet No. W.9A of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-599".

PASSED this 30th day of August 1978.


Deputy City Clerk


Mayor

C.M.B. Decision (R. 771507)



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 236

To Amend:

Zoning By-law No. 76-148

Respecting:

LAND LOCATED ON THE NORTH SIDE OF HUNTER STREET
AND ON THE WEST SIDE OF CAROLINE STREET

WHEREAS By-law No. 76-148, passed on the 25th day of May, 1976, as amended by By-law No. 76-329, passed on the 14th day of December, 1976 and By-law No. 76-340, passed on the 21st day of December, 1976, established height and density regulations of buildings and provided for landscaped areas;

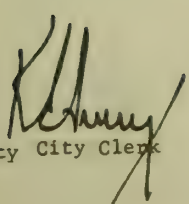
AND WHEREAS in respect of some lands, development plans had been previously approved development plans;

AND WHEREAS the lands shown on schedule "A" were previously approved for development.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

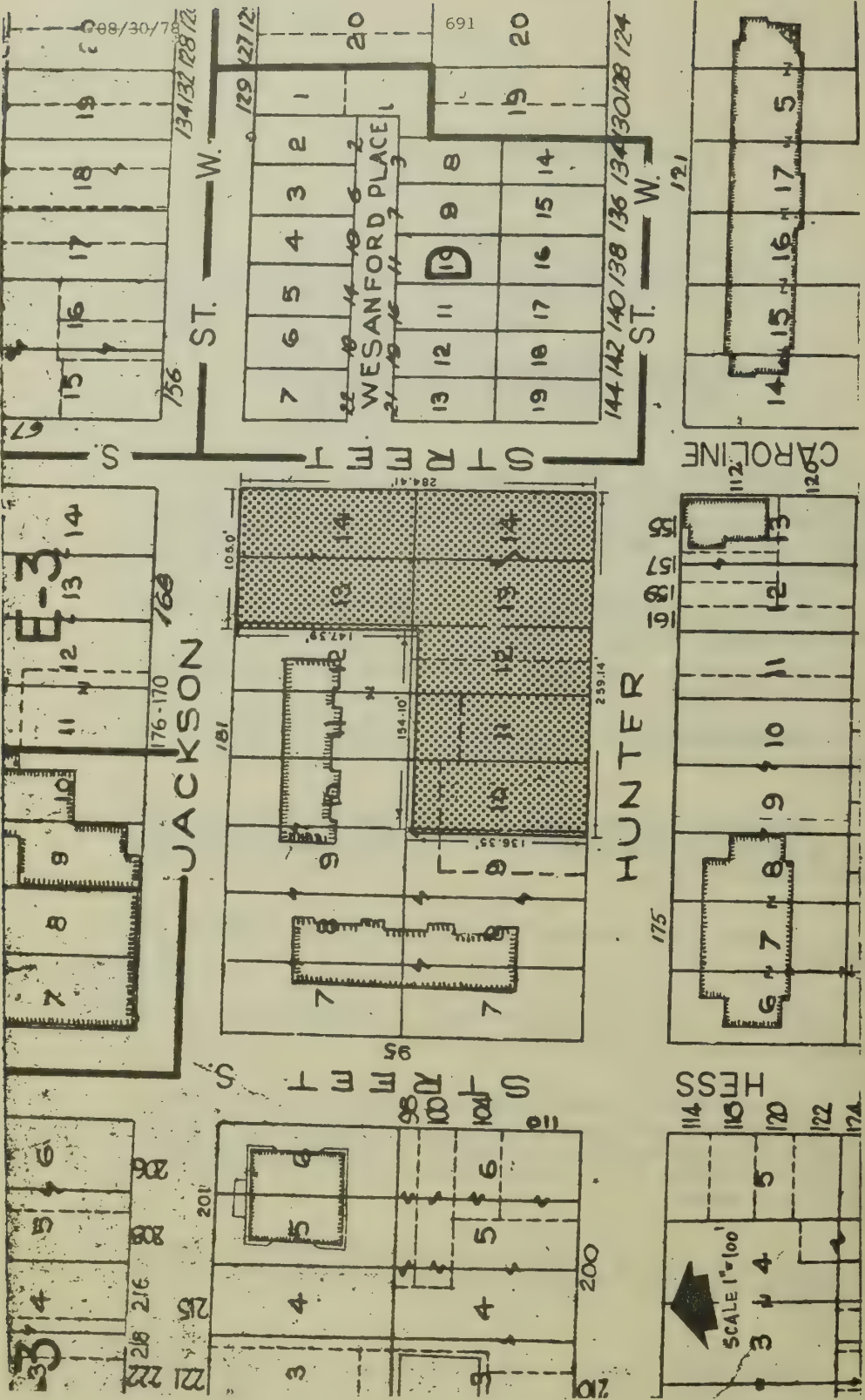
1. By-laws Nos. 76-148, 76-329 and 76-340 shall not apply to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-586".
3. Sheet No. W-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-586".
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of August 1978.


Deputy City Clerk


Mayor





LEGEND

Lands on part of Sheet No. W-5 of the Zoning District Maps to be regulated by By-law No. 78-236

Bill No. 236

This is Schedule "A" to By-law No. 78-236 passed the 30th day of August, 1978.

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 237

To Amend:

Zoning By-law No. 76-148

Respecting:

LAND LOCATED ON THE NORTH SIDE OF FOREST AVENUE
AND ON THE EAST SIDE OF CATHARINE STREET

WHEREAS By-law No. 76-148, passed on the 25th day of May, 1976, as amended by By-law No. 76-329, passed on the 14th day of December, 1976 and By-law No. 76-340, passed on the 21st day of December, 1976, established height and density regulations of buildings and provided for landscaped areas;

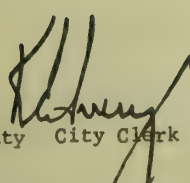
AND WHEREAS in respect of some lands, development plans had been previously approved development plans;

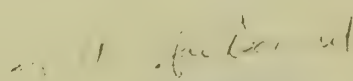
AND WHEREAS the lands shown on schedule "A" were previously approved for development.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

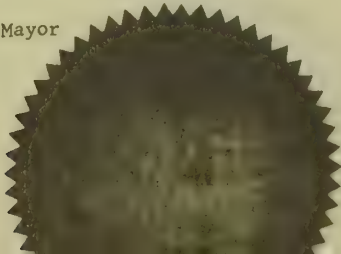
1. By-laws Nos. 76-148, 76-329 and 76-340 shall not apply to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-601".
3. Sheet No. E-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-601".
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

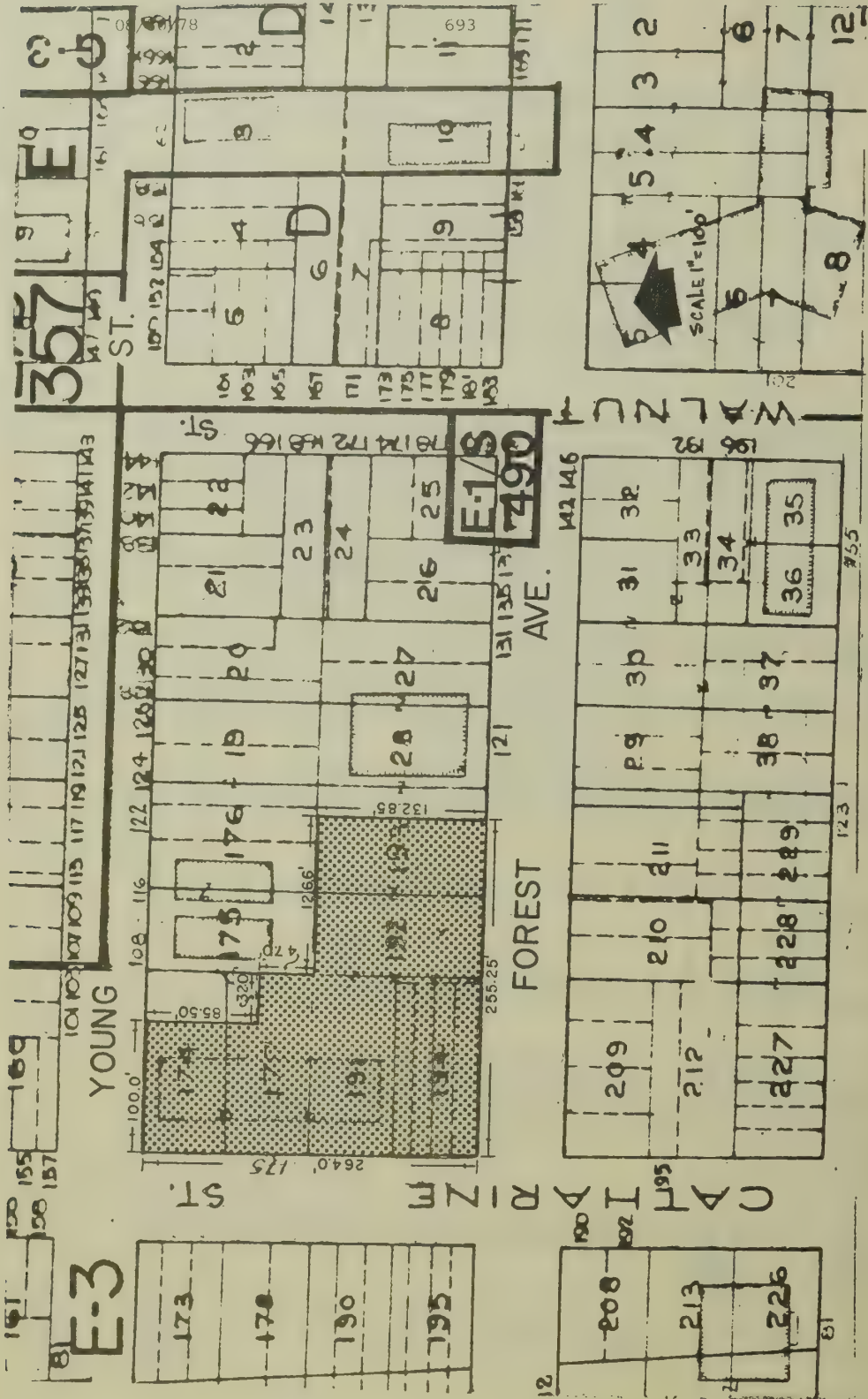
PASSED this 30th day of August 1978.


Deputy City Clerk


Mayor

(1975) 24 R.P.D.C. 10, June 24
City Initiative 75-M





LEGEND

Lands on part of Sheet No. E-5 of the Zoning District Maps to be regulated by By-law No. 78-257

Bill No. 237

This is Schedule "A" to By-law No. 78-237 passed the 30th day of August, 1978.

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 238

To Repeal:

By-law No. 78-170

Respecting:

- (1) LAND LOCATED ON THE NORTH SIDE OF FOREST AVENUE
AND ON THE EAST SIDE OF CATHARINE STREET
- (2) LAND LOCATED ON THE NORTH SIDE OF HUNTER STREET
AND ON THE WEST SIDE OF CATHARINE STREET

WHEREAS By-law No. 76-148, passed on the 25th day of May, 1976, as amended by By-law No. 76-329, passed on the 14th day of December, 1976 and By-law No. 76-340, passed on the 21st day of December, 1976 and approved by the Ontario Municipal Board by Order dated the 5th day of June, 1978, established revised height, density and landscaping regulations for General Zoning By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS By-law No. 78-170, passed on the 28th day of June, 1978, exempted the separate parcels of land shown on schedules "A" and "A1" thereto annexed from the regulations;

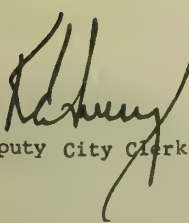
AND WHEREAS the lands shown on the schedules are separate properties as mentioned in the heading to this By-law and situate at separate locations;

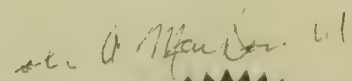
AND WHEREAS it is proposed to enact separate by-laws for each parcel of land in place and stead of By-law No. 78-170 and to repeal By-law No. 78-170.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 78-170 is repealed.

PASSED this 30th day of August 1978.


Deputy City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 239

To Repeal:

By-law No. 77 - 95

Respecting:

LAND LOCATED ON THE NORTH SIDE OF SUNNIDALE AVENUE
IN THE AREA EAST OF ROBINS AVENUE

WHEREAS the land located on the north side of Sunnidale Avenue in the area east of Robins Avenue, the extent and boundaries of which are shown on a plan annexed to By-law No. 77-95, is zoned "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district;

AND WHEREAS By-law No. 77-95 proposed to permit as a special requirement a garage for the storage of private motor vehicles on the land;

AND WHEREAS the Ontario Municipal Board, in its decision dated June 13, 1978, said that,

"... in view of the fact that there is a 12 foot height limitation on garages generally in the "D" District, this Board is of the opinion that a similar height limitation should apply to any garages on the subject lands ..."

"If an amending by-law is passed to impose a 12 foot height limitation, the Board will then approve By-law 77-95 and the amending by-law without further notice or hearing.";

AND WHEREAS it is desirable to amend By-law No. 77-95 so as to impose a 12 foot height limitation;

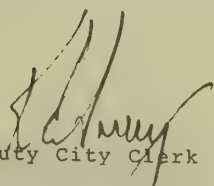
AND WHEREAS the by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act;

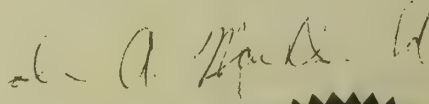
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of section 1 of By-law No. 77-95, passed on the 12th day of April, 1977, is amended by inserting after "garage" in the first line "not exceeding 12 feet in height", so that the paragraph shall read as follows:

1. A garage not exceeding 12 feet in height for the storage of private motor vehicles shall be a permitted use.

PASSED this 30th day of August, 1978.


Deputy City Clerk


Mayor

(1978) 23/ R.P.D.C. 8, July 25
A.A. 77-05



Bill No. 240

The Corporation of the City of Hamilton

BY-LAW NO. 78- 240

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO.
215 JOHN STREET SOUTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-5 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "E-3" (High Density Multiple Dwellings) district to "H" (Community Shopping and Commercial) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" District provisions applicable to the lands referred to in Section 1 are amended to the extent only of the following variance as a special requirement:

1. Section 14(3) of By-law No. 6593 shall not apply in respect of the building existing on the land at the time of the passing of this by-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "H" District provisions,

subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-600".

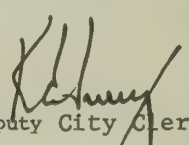
5. Sheet No. E-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-600".

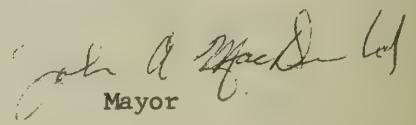
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of

the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

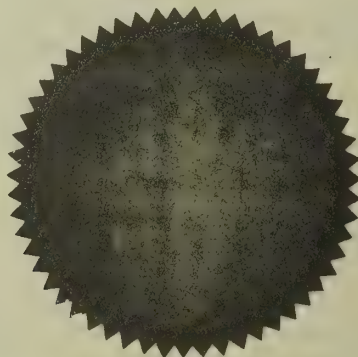
7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

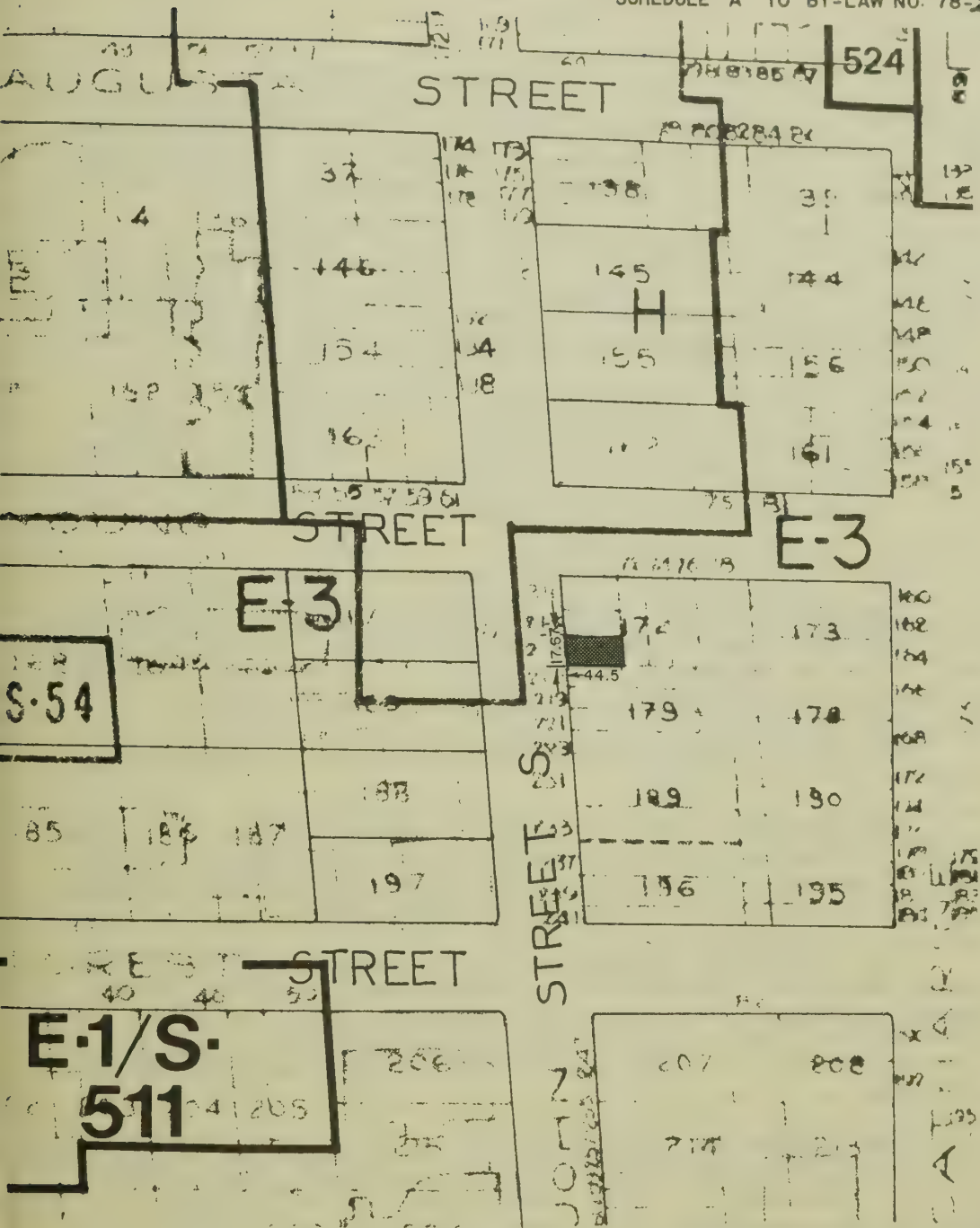
PASSED this 30th day of August A.D. 1978.


Deputy City Clerk


Mayor

(1978) 23 R.P.D.C. 2 July 25
George and Jane Jusdanis, Owners
Z.A. 77-27



LEGEND

SCALE 1" = 100'

Lands on Part of Sheet No. E-5 of The Zoning District Maps to be re-zoned from "E-3" (High Density Multiple Dwellings) District to "H" (Community Shopping and Commercial, etc.) District.

Bill No. 240

This is Schedule "A" to By-law No. 78-240 passed the 29th day of August, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor

Bill No. 241

The Corporation of the City of Hamilton

BY-LAW NO. 7 -

To Amend:

By-law No. 67-298

Respecting:

Addendum No. 5 to

THE YORK STREET REDEVELOPMENT PLAN

WHEREAS pursuant to subsection 2 of section 22 of The Planning Act, the Council of a municipality which has an Official Plan may, with the approval of the Minister, by By-law, designate an area within the municipality as a redevelopment area;

AND WHEREAS The Corporation of the City of Hamilton does have an Official Plan;

AND WHEREAS on the 17th day of January, A.D. 1967, the Council of The Corporation of the City of Hamilton, with the approval of the Minister by By-law No. 67-33, did designate the area as therein described as a redevelopment area;

AND WHEREAS by subsection 5 of section 22 of The Planning Act, as it was prior to The Planning Amendment Act, 1973, the Council of a municipality, with the approval of The Ontario Municipal Board, may by By-law, adopt a redevelopment Plan for the redevelopment area designated by by-law approved and passed as aforesaid;

AND WHEREAS by subsection 7 of section 22 of The Planning Act, as it was prior to The Planning Amendment Act, 1973, the Council of a municipality, with the approval of The Ontario Municipal Board, may by by-law, amend a redevelopment plan for a redevelopment area designated by a by-law approved and passed as aforesaid;

AND WHEREAS The Ontario Municipal Board, by Order dated the 26th day of June, 1967, approved the Redevelopment Plan entitled "York Street Urban Renewal Scheme, City of Hamilton, May, 1966", as amended by Addendum dated August, 1966, and as further amended by the "Supplementary Report, York Street Urban Renewal Scheme, City of Hamilton, 1966";

AND WHEREAS on the 18th day of October, 1967, the Council of The Corporation of the City of Hamilton, by By-law No. 67-298, adopted the Redevelopment Plan as amended by Addendum dated August, 1966 and the "Supplementary Report, York Street Urban Renewal Scheme, City of Hamilton, 1966";

AND WHEREAS by subsection 7 of section 22 of The Planning Act, as amended by subsection 1 of section 5 of The Planning Act, 1973, the Council with the approval of the Minister of Housing, may, by by-law, amend a redevelopment plan for the area designated by by-law approved and passed as aforesaid;

AND WHEREAS on the 29th day of October, 1974, the Council of The Corporation of the City of Hamilton by By-law No. 74-244, adopted Addendum No. 2 to the York Street Redevelopment Plan, the said By-law having been read a first and second time on the 30th day of January, 1973;

AND WHEREAS by Order dated the 23rd day of May, 1974, The Ontario Municipal Board approved Addendum No. 2 to The York Street Redevelopment Plan adopted as aforesaid upon reference by the Minister of Housing under subsection 1 of section 44 of The Planning Act;

AND WHEREAS the Order of The Ontario Municipal Board dated the 23rd day of May, 1974, was confirmed by Order-in-Council (O.C.2482/74) dated the 25th day of September, 1974;

AND WHEREAS on the 27th day of July, 1976 the Council of The Corporation of the City of Hamilton did pass By-law No. 76-210, adopting Addendum No. 3 and By-law No. 76-234, adopting Addendum No. 4, both amending the redevelopment plan for the York Street Redevelopment Area designated by By-law No. 67-33, the Minister having given his approval to the said Addenda Numbers 3 and 4 on the 7th day of June, 1976;

AND WHEREAS it is desirable to further amend the said redevelopment plan by Addendum No. 5;

AND WHEREAS the said redevelopment plan as further amended by By-law No. 76-234 and as further amended by this By-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Redevelopment Plan entitled "York Street Urban Renewal Scheme, City of Hamilton, May, 1966" as amended by Addendum dated August, 1966, and by "Supplementary Report, York Street Urban Renewal Scheme, City of Hamilton, 1966"

and by Addendum No. 2, and by Addendum No. 3 and amended by Addendum No. 4, is further amended by Addendum No. 5, hereto annexed as Schedule "A" and forming part of this by-law

2. The Redevelopment Plan as amended, referred to in section 1, is hereby adopted as the Redevelopment Plan for the Redevelopment Area designated by By-law No. 67-33, passed on the 17th day of January, 1967.

READ A FIRST AND SECOND TIME on the 30th day of
August 1978.

READ A THIRD TIME AND FINALLY PASSED on the day of
197 the approval of the Minister of Housing
to Addendum No. 5 having been granted on the day of
197 .

City Clerk


Mayor

(1978) 23 R.P.D.C. 9, August 29
City Initiative

ADDENDUM 5
YORK STREET REDEVELOPMENT PLAN
CITY OF HAMILTON
JUNE, 1978

Schedule "A" to
By-law No.

The following Addendum No. 5 is an amendment to the York Street Redevelopment Plan adopted pursuant to Section 22 of the Planning Act, R.S.O. 1970, Chapter 349, and entitled "York Street Urban Renewal Scheme, City of Hamilton" dated May, 1966 as amended by an "Addendum" thereto dated August, 1966 by a "Supplementary Report" thereto dated November, 1966, by "Addendum No. 2, York Street Plan", dated September, 1972 by "Addendum No. 3, York Street Redevelopment Plan," and by "Addendum No. 4, York Street Redevelopment Plan", dated February, 1976.

1. BASIS OF THIS AMENDMENT

Addenda 3 and 4 established a plan of land use for the York Street Redevelopment Area based upon the previously approved Central and Strathcona neighbourhood plans. West of Queen Street, the plan contains specific areas for commercial development. It has been demonstrated that some of these designated "Commercial" sites on the north side of York Blvd. provide inadequate lot depths to accommodate viable commercial redevelopment. Consequently, it is necessary to extend the "Commercial" designation.

It is intended that all rear lands designated "Commercial" or "Medium Density Apartments" be developed in conjunction with the lands fronting on York Boulevard. Any development of the rear lands that does not include the lands fronting on York Boulevard would be undesirable due to the fragmentation of the development site and unnecessary intrusion into the adjacent residential areas.

2.

DETAILS OF THIS AMENDMENTa) Revised Land Use Proposals

The properties municipally known as 139, 141, 143 Ray Street North; and 16 Magill Street; and 62, 64 Inchbury be redesignated from "Residential" to "Commercial".

b) Development Policies

All lands designated "Commercial" or "Medium Density Apartments" west of Queen Street are to be developed in conjunction with the lands fronting on York Boulevard. Development of the rear lands will be permitted only if they are part of an assembly of lands which contain frontage on York Boulevard.

3.

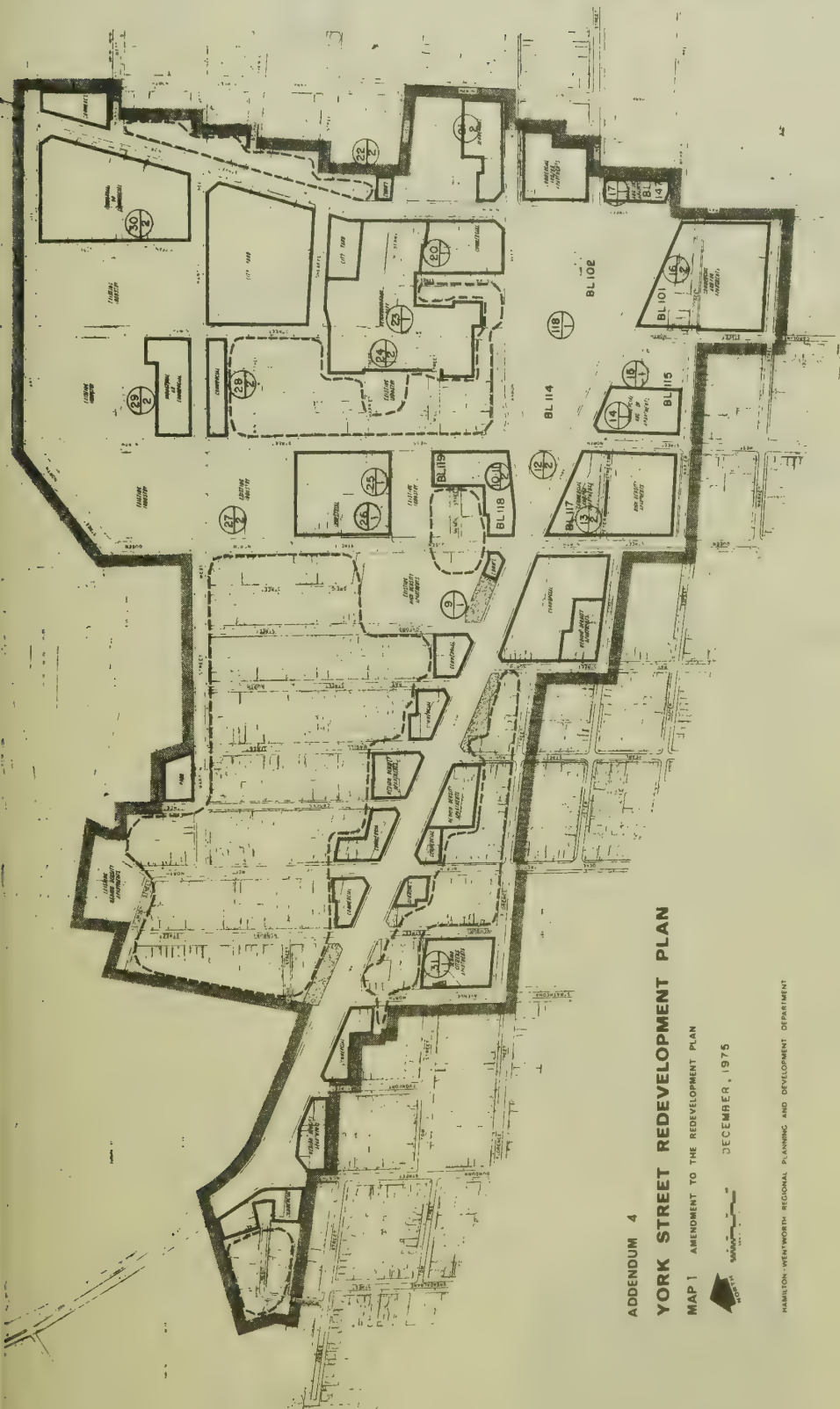
MAP REVISION

Map 1 of this Addendum sets forth the Redevelopment Plan as amended by Addenda 3 and 4.

Map 2 represents the proposed revised York Street Redevelopment Plan, incorporating the amendments detailed above.

LEGEND

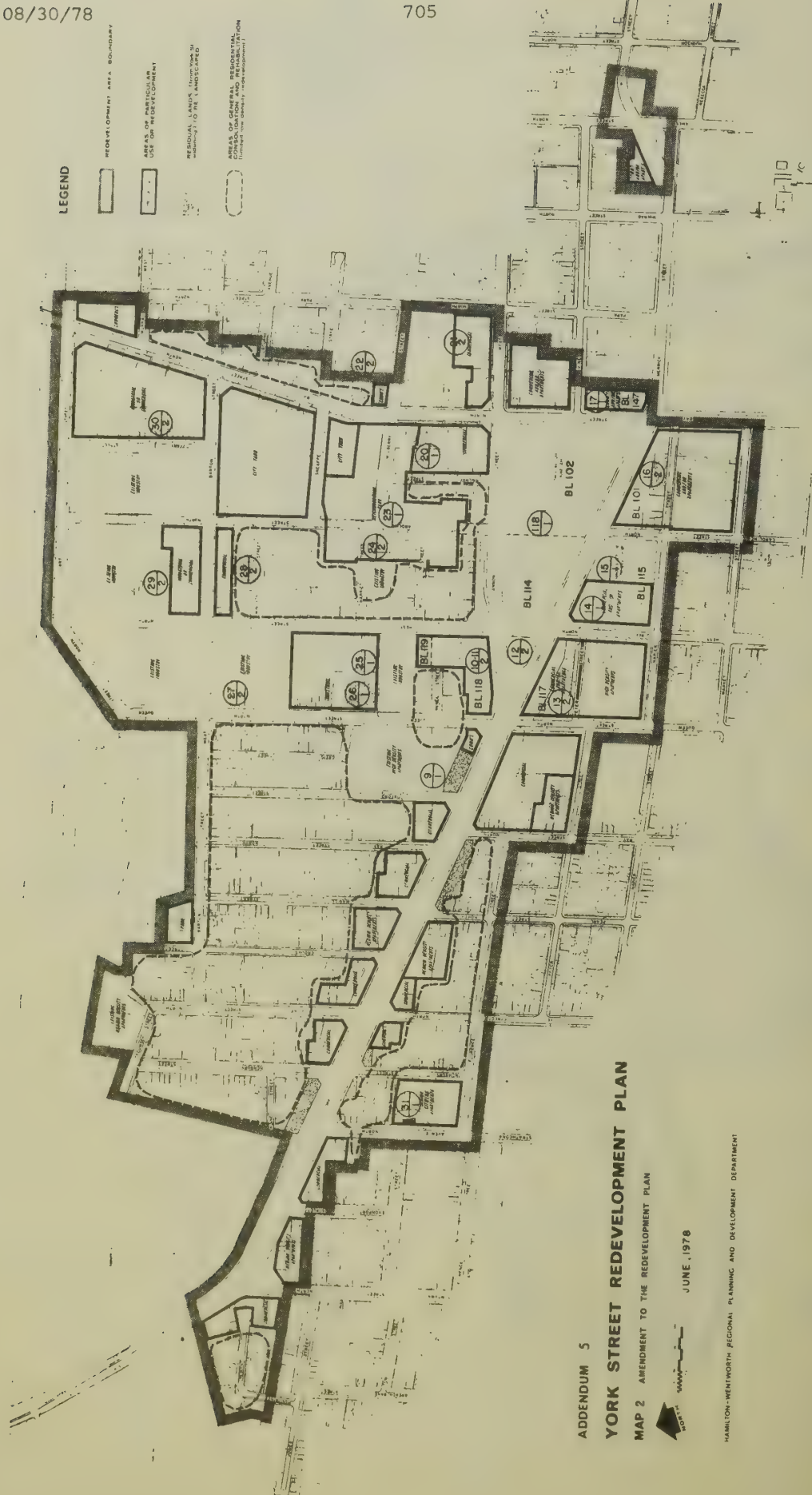
-  SPECIAL EMPLOYMENT AREA A - RETAIL/INDUSTRY
-  AREAS OF PARTICULAR USE FOR REDEVELOPMENT
-  REGIONAL (CITY) DEVELOPMENT (INDICATED) TO BE MAINTAINED
-  AREAS OF GENERAL RESIDENTIAL USE (INDICATED) TO BE MAINTAINED



HAMILTON-WENTWORTH REGIONAL PLANNING AND DEVELOPMENT DEPARTMENT

LEGEND

- REDEVELOPMENT AREA BOUNDARY
- AREAS OF PARTICULAR USE OR REDEVELOPMENT
- REDEVELOPMENT AREA BOUNDARY
- AREAS OF GENERAL RESIDENTIAL DEVELOPMENT



ADDENDUM 5
YORK STREET REDEVELOPMENT PLAN
MAP 2 AMENDMENT TO THE REDEVELOPMENT PLAN

JUNE 1978

HAMILTON-WENWORTH REGIONAL PLANNING AND DEVELOPMENT DEPARTMENT

The Corporation of the City of Hamilton

BY-LAW NO. 78-241

Respecting:

THE VOTE OF THE ELECTORS

WHEREAS paragraph 25 of section 352 of The Municipal Act, R.S.O., 1970, Chapter 284, provides as follows:

By-laws may be passed by the councils of municipalities:

25. For submitting to the vote of the electors any municipal question not specifically authorized by law to be submitted;

AND WHEREAS it is intended to be submitted to the vote of the electors a municipal question not specifically authorized by law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that the following question be submitted to the vote of the electors by placing the question on the ballot for the regular municipal election to be held on November 13, 1978:

In the Hamilton-Wentworth Region,
do you favour:

One Tier Government

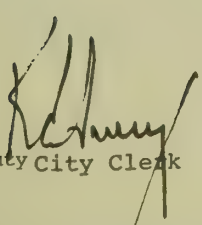
☐

Two Tier Government

☐

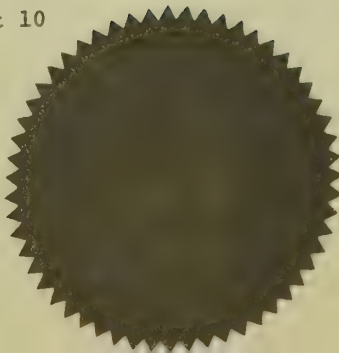
PASSED this 30th day of August

A.D. 1978.


Deputy City Clerk


Mayor

(1978) 38 P.B.C. 10, August 10



The Corporation of the City of Hamilton

BY-LAW NO. 78- 242

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF BERKINDALE DRIVE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-124 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "C" District provisions applicable to the land referred to in section 1 are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding section 9(4) of By-law No. 6593, the lot shall have a width of at least 33 feet and an area of at least 3,600 square feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "C" district provisions,

subject to the special requirement referred to in section 2.

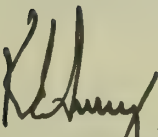
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-598".

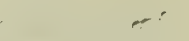
5. Sheet No. E-124 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-598".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board, for the necessary approval of this by-law.

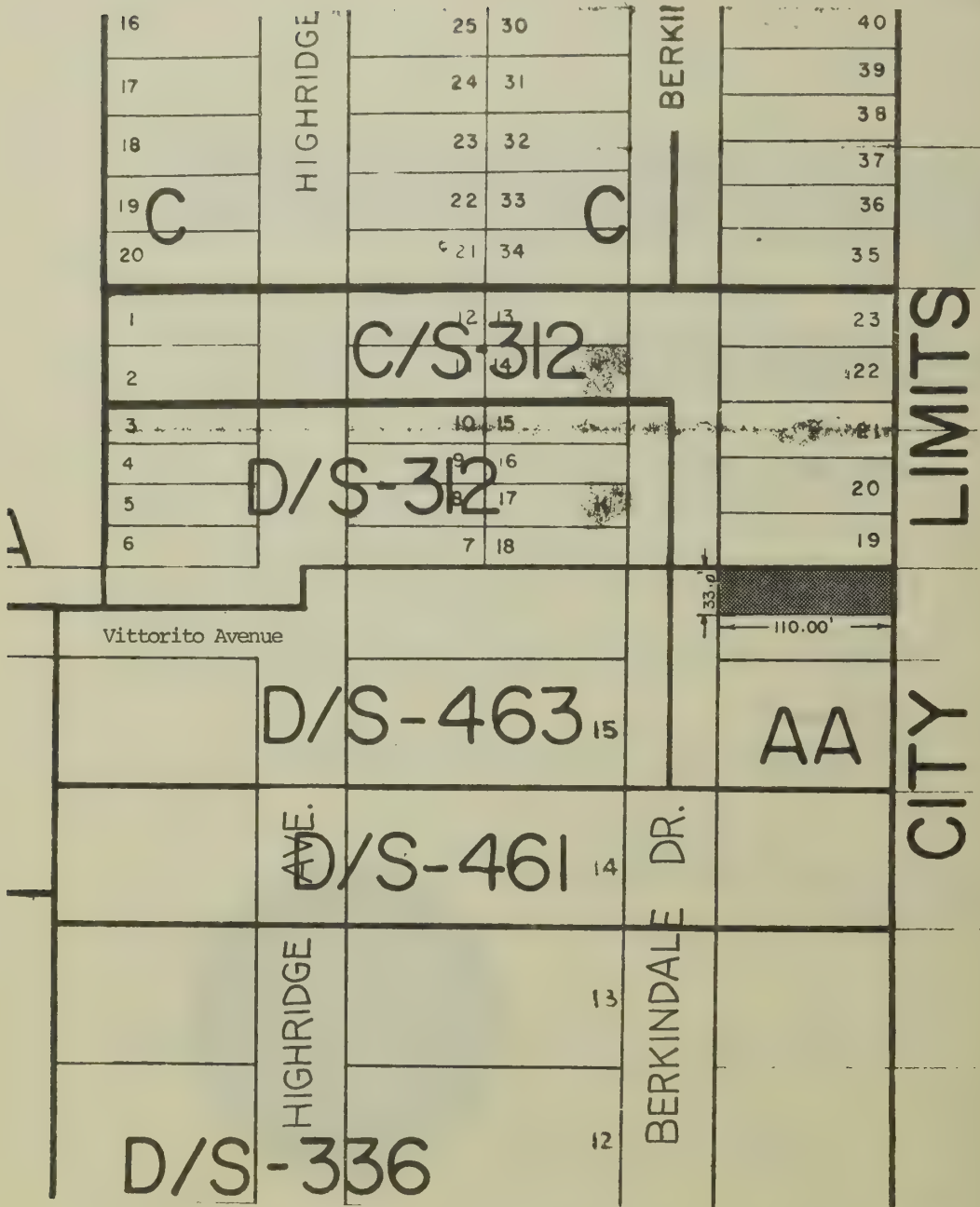
PASSED this 30th day of August A.D. 1978.


Deputy City Clerk


Mayor

(1978) 23 R.P.D.C. 5, July 25
Fechin Tuite, Owner
Z.A. 78-29





SCALE 1" = 100'±



LEGEND



Lands on Part of Sheet No. E-124 of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

Bill No. 243

This is Schedule "A" to By-law No. 78-242 passed the 30th day of August, 1978.

Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

Mayor

Bill No.244

The Corporation of the City of Hamilton

BY-LAW NO. 78- 243

To Adopt:

Official Plan Amendment No. 341

Respecting:

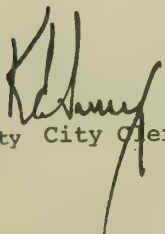
LAND ON THE WEST SIDE OF TOPE CRESCENT
SOUTH OF KING STREET WEST

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 341 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.

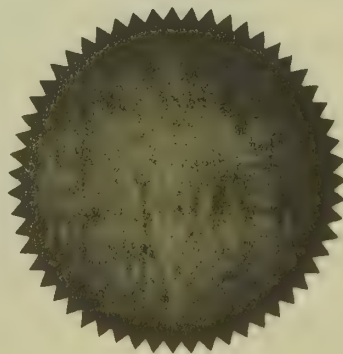
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
Section 1 above, as may be requisite be obtained and for
the doing of all things for the purpose thereof.

PASSED this 30th day of August A.D. 1978.


Deputy City Clerk

Mayor

(1978) 21 R.P.D.C. 1(a), June 27
City Initiative 78-I



AMENDMENT NO. 341 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 341.

PURPOSE:

To change the land use designations established in a prescribed area.

LOCATION:

Lands on the west side of Tope Crescent, south of King Street West.

BASIS:

It is proposed that lands on the west side of Tope Crescent, south of King Street west be used for Residential and Industrial purposes and that the present Commercial designation of these lands be changed accordingly.

ACTUAL CHANGE:

That the designations of the lands outlined in yellow and purple on Schedule "A" be changed from "Commercial" to "Residential" and "Industrial".

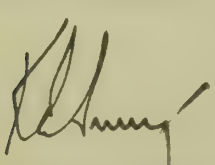
IMPLEMENTATION:

A Restricted Area By-law will give effect to the intended Residential and Industrial uses of the subject lands.

Bill No. 244

This is Schedule 1 to By-law No. 78-243 passed the 30th day of August, 1978.

THE CORPORATION OF THE CITY OF HAMILTON


Deputy City Clerk

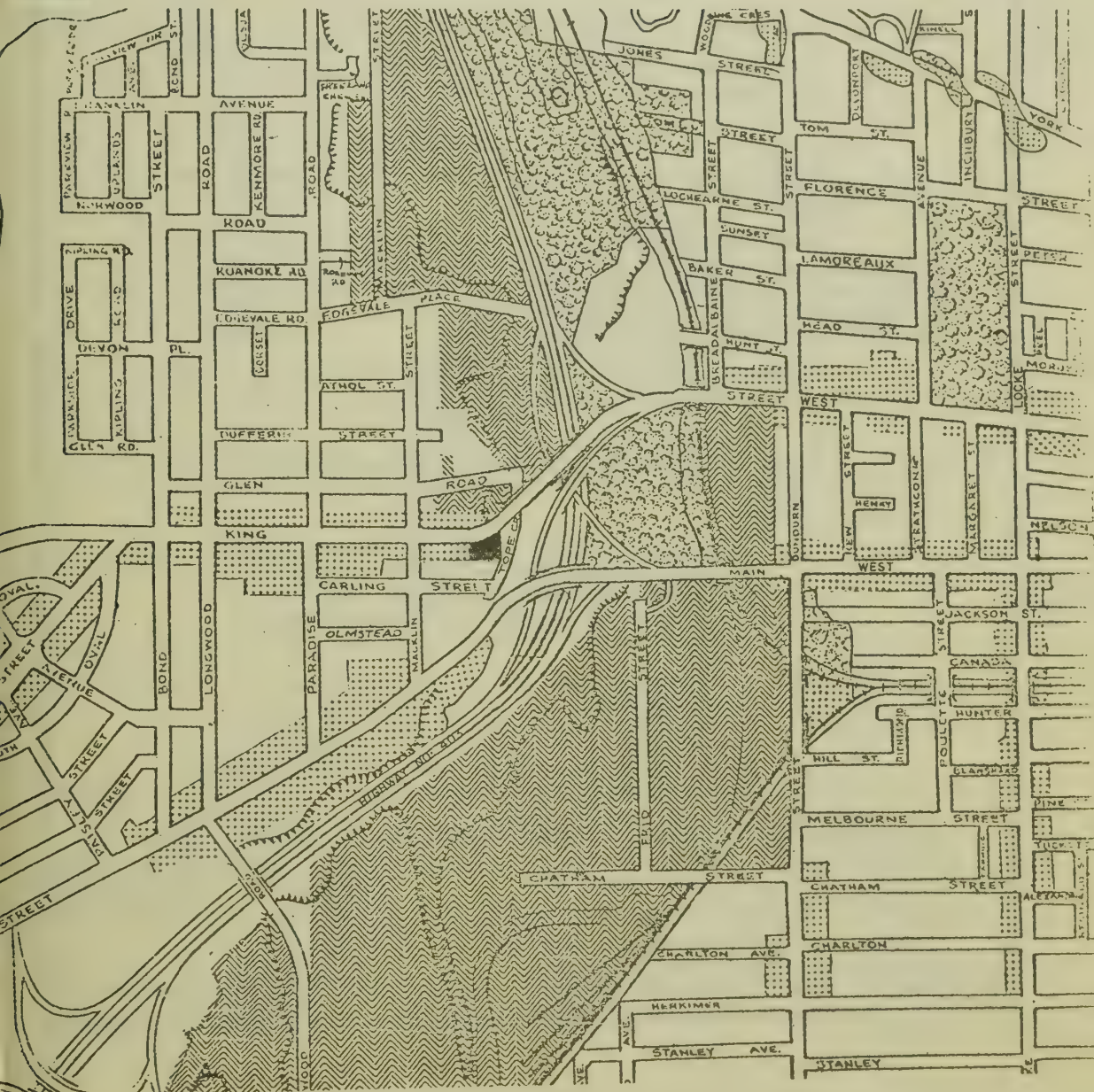

Mayor

CHANGE

FROM COMMERCIAL TO RESIDENTIAL

FROM COMMERCIAL TO INDUSTRIAL

SCHEDULE "A" TO AMENDMENT
NO. 341 TO THE OFFICIAL PLAN OF
THE HAMILTON PLANNING AREA.



LEGEND

-  RESIDENTIAL
-  COMMERCIAL
-  INDUSTRIAL

 RECREATION, CIVIC & CULTURAL

SCALE 1" = 800'



The Corporation of the City of Hamilton

BY-LAW NO. 78-244

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF TOPE
CRESCENT SOUTH OF KING STREET WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-22 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

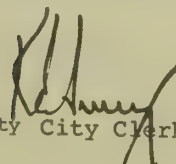
- (a) by changing from "J" (Light and Limited Heavy Industry, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1, and
- (b) by changing from "J" (Light and Limited Heavy Industry, etc.) district and "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "JJ" (Restricted Light Industrial) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of August A.D. 1978.


Deputy City Clerk


Mayor

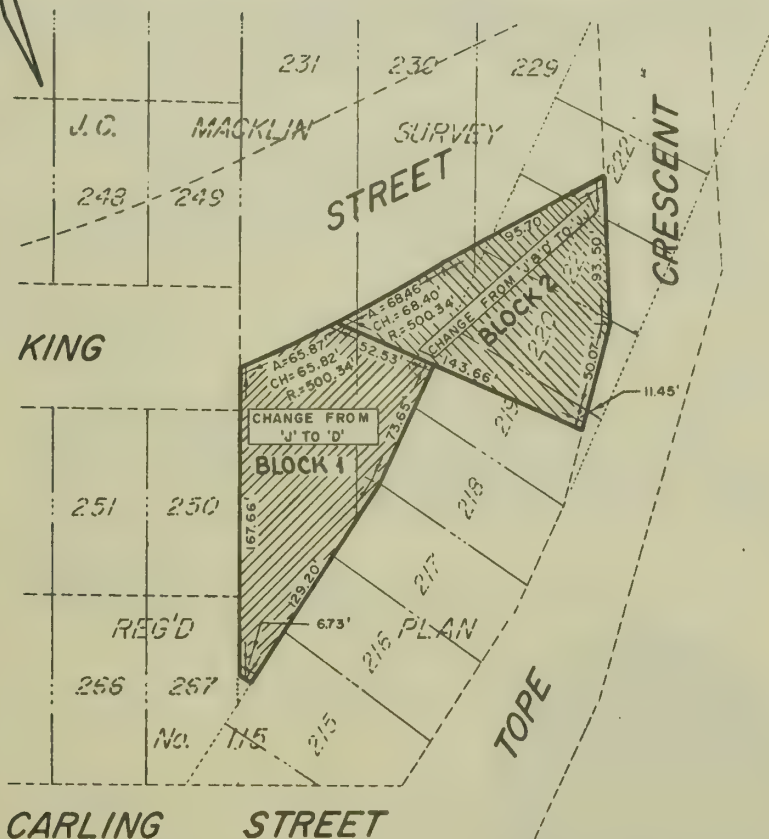
08/30/78

PLAN SHOWING
PART OF LOTS 219, 220, 221, 222, 229, 230 & 231
J.C. MACKLIN SURVEY REG'D PLAN No. 115

IN THE
CITY OF HAMILTON

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1" = 80'

D.A. HARRINGTON O.L.S.
1978



CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

TOPE CRESCENT - SCHEDULE FOR ZONING BY-LAW

SURVEY BY COMP.	FIELD BOOK	FILE No. 904-1907 Z	DATE JUNE 1978
DRAWN BY RICK	REF. DWG'S SS-1457, SS-1437		CHECKED BY H.S.

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS-2313 SURVEYS

Bill No.245

This is Schedule "A" to By-law No. 78-244 passed the 30th day of August, 1978.

Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-245

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF
MUNICIPAL NO. 116 STEVEN STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" District provisions of By-law No. 6593, passed on the 25th day of July, 1950, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 10 of By-law No. 6593, two existing garage structures may be used for industrial storage.
2. There shall be provided and maintained along the west limit of the land,
 - (a) a closed fence not less than 4 feet and not greater than 6 feet in height.
 - (b) a planting strip having a width of not less than 5 feet.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-597".

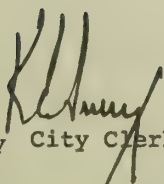
4. Sheet No. E-13 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-597".

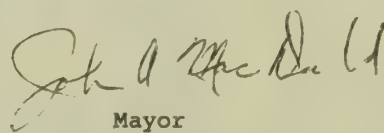
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

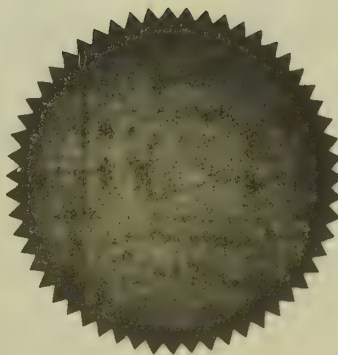
PASSED this 30th day of August

A.D. 1978.


Deputy City Clerk

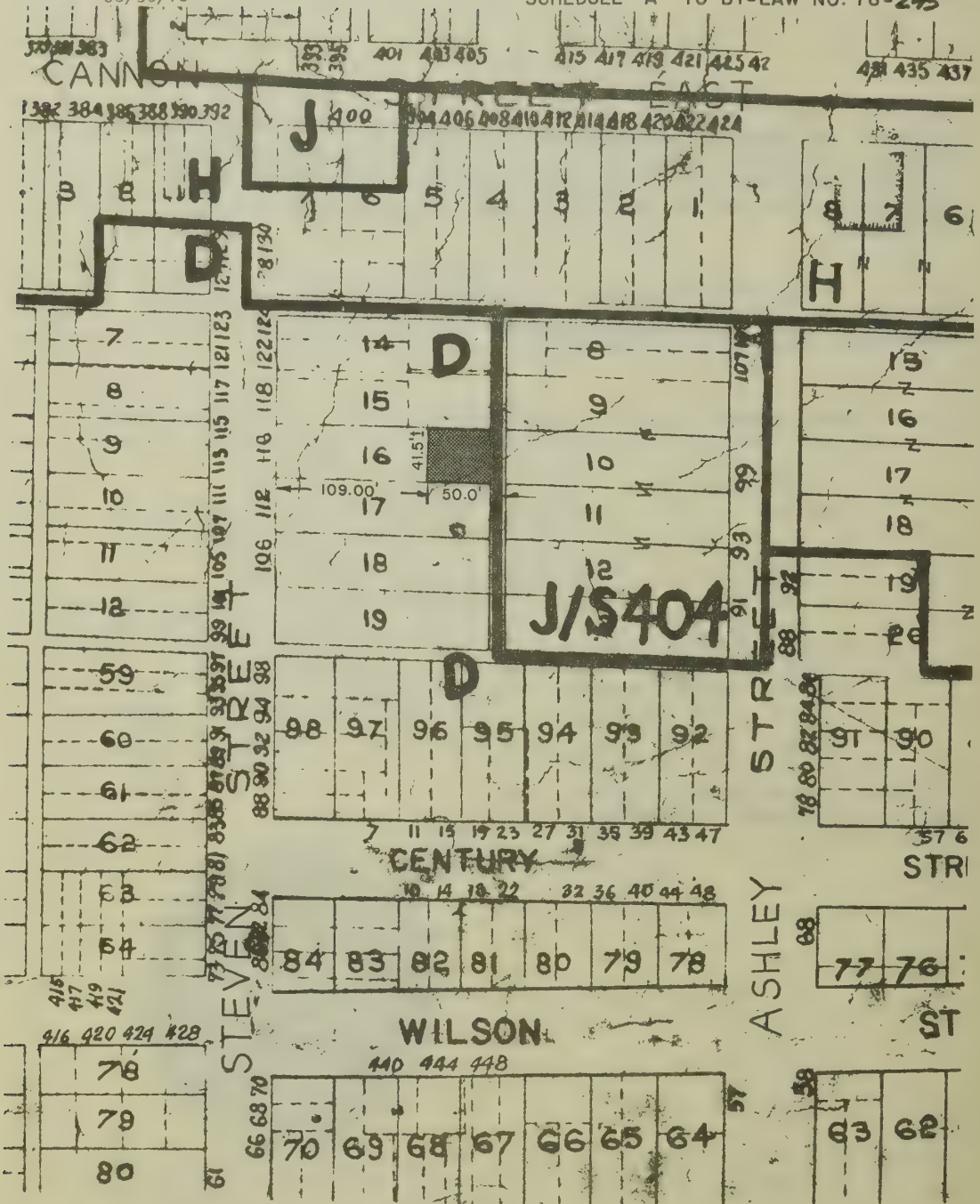

Mayor

(1978) 23 R.P.D.C. 4, July 25
Mills Lighthouse Enterprises Limited
Z.A. 78-19



08/30/78

717 SCHEDULE "A" TO BY-LAW NO. 78-245



LEGEND



Lands on Part of Sheet No. E-13 of The Zoning District Maps to be regulated by By-law No. 78-245



SCALE 1" = 100' ±

Bill No. 246

This is Schedule "A" to By-law No. 78-245 passed the 30th day of August, 1978.

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. 247

The Corporation of the City of Hamilton

BY-LAW NO. 78-246

To Amend:

By-law No. 76-205

Respecting:

MUNICIPAL NO. 33 CLINTON STREET

WHEREAS By-law No. 76-205, passed on the 29th day of June, 1976 rezoned land in the Stipeley Neighbourhood including the land located at Municipal No. 33 Clinton Street;

AND WHEREAS the land at Municipal No. 33 Clinton Street was zoned from "K" (Heavy Industry, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district;

AND WHEREAS section 6 of the 14th Report of the Planning and Development Committee adopted by Council on the 25th day of April, 1978 requires the deletion of Municipal No. 33 Clinton Street from By-law No. 76-205;

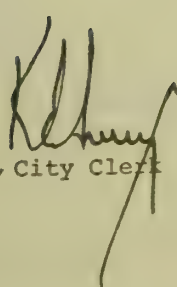
AND WHEREAS the effect of the deletion is to return the said lands back to "K" District from "D" District;

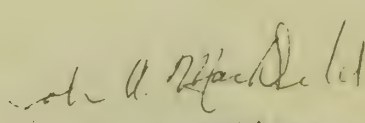
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

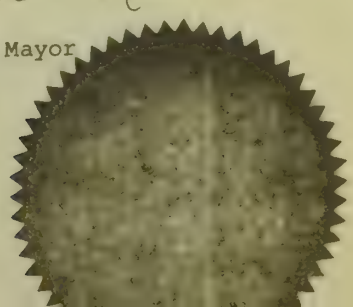
1. Schedule "A1" to By-law No. 76-205 is amended by deleting the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

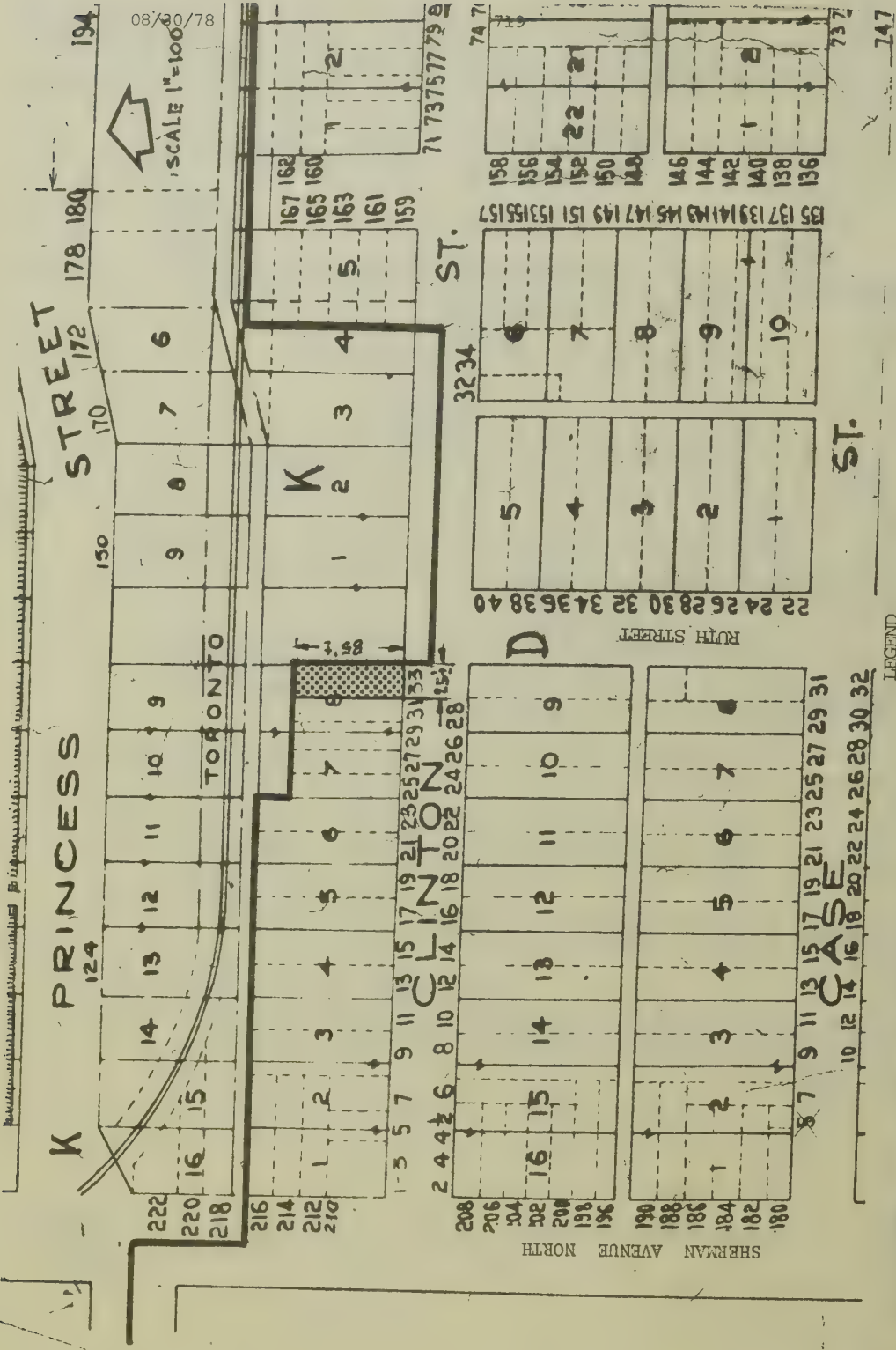
PASSED this 30th day of August A.D. 1978.


Deputy City Clerk


Mayor

(1978) 14 R.P.D.C. 6, April 25
City Initiative 75-X





Bill No. 247

This is Schedule "A" to By-law No. 78-246 passed the 30th day of August, 1978.

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

Bill No. 248

The Corporation of the City of Hamilton

BY-LAW NO. 78-247

To Amend:

Zoning By-law No. 77-148
As Amended by By-law No. 77-264

Respecting:

LAND LOCATED AT MUNICIPAL NOS.
141 AND 143 RAY STREET NORTH

WHEREAS By-law No. 77-148, passed on the 1st day of June, 1977, as amended by By-law No. 77-264, passed on the 25th day of Oct., 1977 rezoned the lands shown on a plan thereto annexed as schedule "A" from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "H" (Community Shopping and Commercial, etc.) district and established special requirements under section 19B of By-law No. 6593;

AND WHEREAS the lands located at Municipal Nos. 141 and 143 Ray Street North are comprised in the land rezoned by By-law No. 77-148 and shown on schedule "A" thereto;

AND WHEREAS section 7 of the 23rd Report of the Planning and Development Committee adopted by City Council on July 25, 1978 requires the deletion of the lands at Municipal Nos. 141 and 143 Ray Street North from By-law No. 77-148 as amended by By-law No. 77-264;

AND WHEREAS the effect of the deletion is to return the said lands back to "D" District from "H" District;

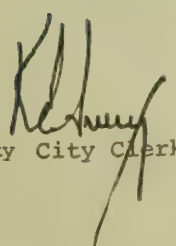
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

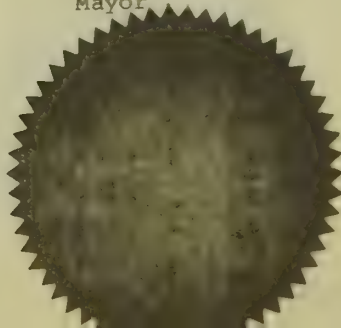
1. Schedule "A" annexed to and forming part of By-law No. 77-148 is rescinded and schedule "A" annexed hereto is substituted in lieu thereof.

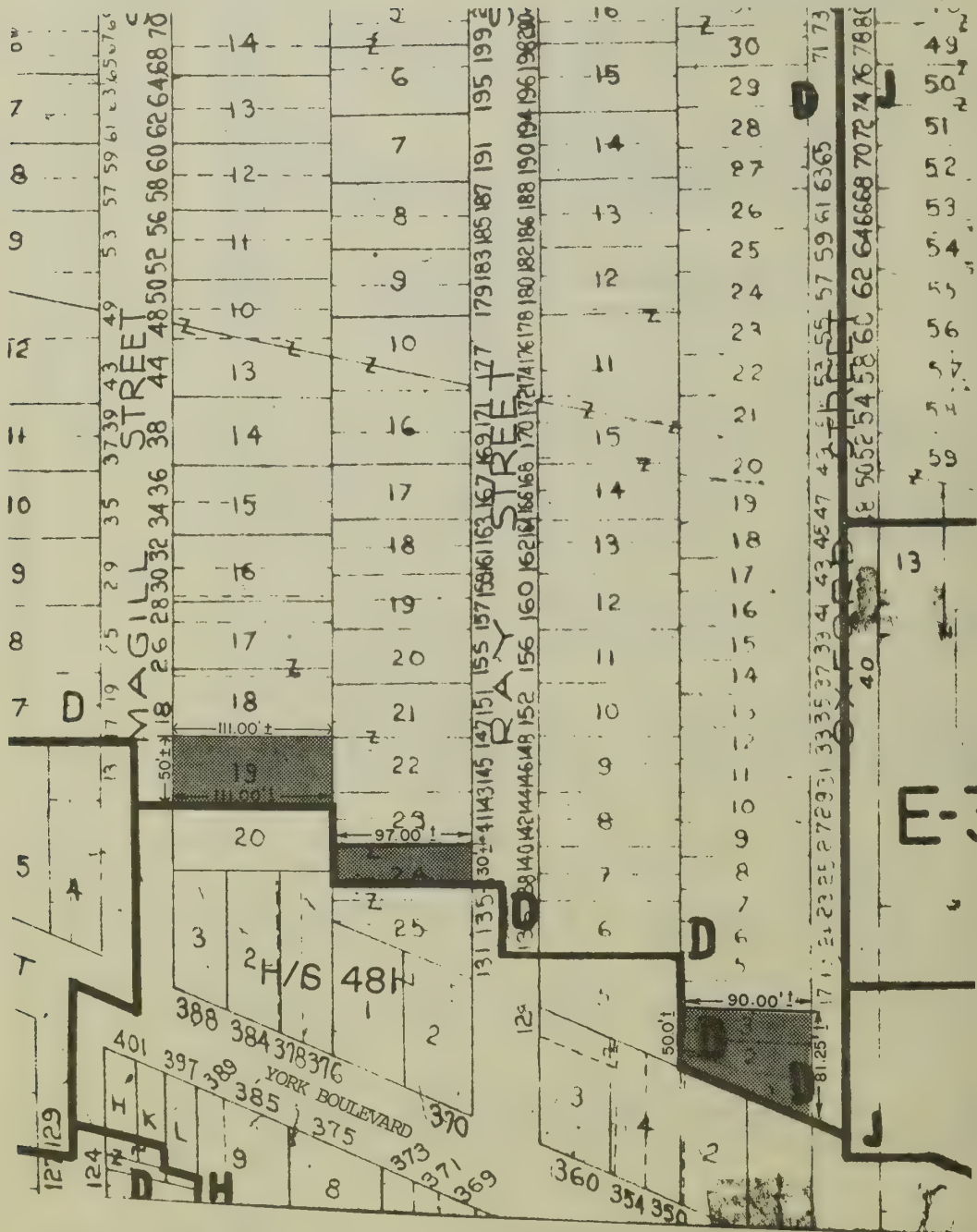
PASSED this 30th day of August

A.D. 1978.


Deputy City Clerk
Mayor

(1978) 23 R.P.D.C. 7, July 25
L. & J. Investments Hamilton Limited,
Prospective Owner
Z.A. 77-12





LEGEND

SCALE 1" = 100' ±



Lands on Part of Sheet No. W-11 of The Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District.



Bill No. 240

This is Schedule "A" to By-law No. 78- 247 passed the 30th day of August, 1978.

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. 249

The Corporation of the City of Hamilton

BY-LAW NO. 78- 248

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 53 PRINCESS STREET
AND 246 GIBSON AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-21 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

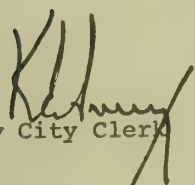
- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land,

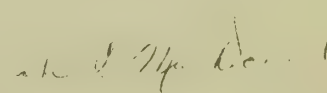
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

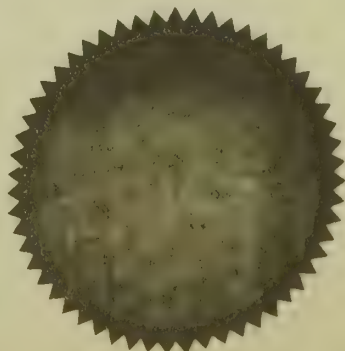
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of August A.D. 1978.


Deputy City Clerk


Mayor

(1978) 21 R.P.D.C. 2, June 27
Estate of R. D. Tosoian, E. Tosoian,
J. Van Cleef and S. Ozanian, owners
Z.A. 78-22



08/30/78

723

K

C N R

K

D/S-459

ST.

ST.

D

33

32

D/S-459

30

D/S-459

44

45

46

47

D

AVE.

PRINCESS

GIBSON

BIRCH

D

H



LEGEND

Lands on Part of Sheet No. E-21 of The Zoning District Maps to be re-zoned from
"D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to
"G" (Neighbourhood Shopping Centre, etc.) District.



Scale 100' ±

Bill No. 249

This is Schedule "A" to By-law No. 78-249 passed the 30th day of August, 1978.

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BY-LAW NO. 78 - 249

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by deleting therefrom the following items, namely:-

"Mountville East 18th	Eastbound and Westbound Northbound and Southbound	East 17th Inverness",
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and by adding thereto the following items, namely:-

"Alpine	Eastbound and Westbound	Belwood
Alpine	Eastbound	Upper Wentworth
East 17th	Northbound and Southbound	Mountville
Mountville	Eastbound	East 18th
East 18th	Northbound and Southbound	Mounville
Inverness	Eastbound and Westbound	East 16th
Inverness	Eastbound and Westbound	East 18th
Lilacside	Westbound	Bishopsgate
Deerborn	Northbound	Lilacside
Bishopsgate	Southbound	Thorner
Thorner	Eastbound	Deerborn
Deerborn	Northbound and Southbound	Thorner
Lilacside	Southbound	Jasmine
Brighton	Northbound and Southbound	Grace
Grace	Eastbound and Westbound	Burgess
Knox	Northbound and Southbound	Grace
Grace	Eastbound and Westbound	Tate
Dunn	Northbound and Southbound	Grace
Glenford	Southbound	Idlewood
Lansdown	Eastbound	Lottridge
Mount Royal	Northbound and Southbound	Orchard Hill".

2. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

"Brighton	Northbound and Southbound	Grace
Grace	Eastbound and Westbound	Burgess
Knox	Northbound and Southbound	Grace
Tate	Northbound and Southbound	Grace
Grace	Eastbound and Westbound	Dunn
Alpine	Eastbound and Westbound	Belwood
Mount Royal	Northbound and Southbound	Orchard Hill".

3. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following items, namely:-

"Emerald	North	From east limit of Emerald to 33 ft. west
Beach Rd.	South	From Stapleton to 186 ft. west
Park	West	Duke to 164 ft. south
Robinson	North	From 88 ft. west of Park to 93 ft. west
Ferguson	East	Burlington to northerly end".

4. Schedule 30 (Commercial Loading Zones) is hereby amended by deleting herefrom the following item, namely:-

"Inverness	North	34 ft.	40 ft. west of Upper Wellington	Anytime",
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and by adding thereto the following item, namely:-

"Inverness	North	34 ft.	78 ft. west of Upper Wellington	Anytime".
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PASSED this 30th day of August, A.D. 1978.

K. L. H. H.
Deputy City Clerk

W. H. H. H.
Mayor



BY-LAW NO. 78 -250

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

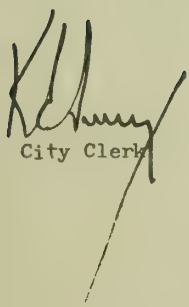
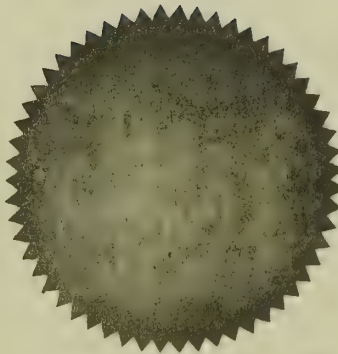
1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by deleting therefrom the following items, namely:-

"Normanhurst	Northbound and Southbound	Dunsmure
Ivon	Northbound and Southbound	Dunsmure",

and by adding thereto the following items, namely:-

"Ivon	Northbound and Southbound	Roxborough
Selkirk	Northbound and Southbound	Dunsmure
Dunsmure	Eastbound and Westbound	Normanhurst".

PASSED this 30th day of August , A.D. 1978.


Deputy City Clerk
Mayor

BY-LAW NO. 78 - 251

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 24 (Parking Meter Locations) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding to Section 2 (Two Hour Limit) the following items, namely:-

"Jackson	North	From 171 ft. east of Hess to Caroline
Jackson	South	Hess to 270 ft. easterly".

2. Schedule 25 (Parking Time Limits) is hereby amended by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Jackson	North	From 171 ft. east of Hess to Caroline".
----------	-------	---

3. Schedule 25A (Parking Time Limits) is hereby amended by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Jackson	South	Hess to 275 ft. easterly".
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4. Schedule 26 (No Parking Areas) is hereby amended:-

(a) by deleting from Section A (No Parking Anytime) the following item, namely:-

"Tecumseh	South	Inchbury to Locke",
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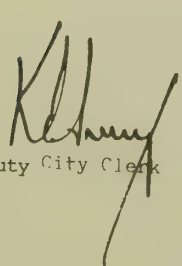
and by adding thereto the following items, namely:-

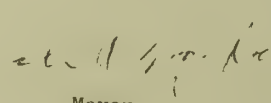
"Ottawa	East	Lawrence to 53 ft. north
Garth	East	Stone Church to southerly end
Garth	West	Stone Church to 347 ft. south
Nugent	East	From 115 ft. south of Eugene to 100 ft. south
Nugent	North	From east limit of Nugent to 50 ft. east
East 6th	East	Empress to Brucedale".

(b) by adding to Section B (Loading Zones) the following item, namely:-

"Inverness	North	38 ft.	40 ft. west of	Anytime".
			Upper Wellington	

PASSED this 30th day of August, A.D. 1978.


Deputy City Clerk


Mayor



BY-LAW NO. 78 - 252

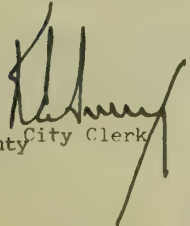
To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 26B (No Parking Areas) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding thereto the following items, namely:-

"East 21st	West	Concession to Fennell	2nd Tuesday of each month 8:00 AM to 12:00 Noon
East 21st	East	Concession to Fennell	2nd Wednesday of each month 8:00 AM to 12:00 Noon
East 22nd	West	Concession to Fennell	2nd Thursday of each month 8:00 AM to 12:00 Noon
East 22nd	East	Concession to Fennell	2nd Friday of each month 8:00 AM to 12:00 Noon
East 23rd	West	Concession to Fennell	2nd Tuesday of each month 8:00 AM to 12:00 Noon
East 23rd	East	Concession to Fennell	2nd Wednesday of each month 8:00 AM to 12:00 Noon
East 24th	West	Concession to Fennell	2nd Thursday of each month 8:00 AM to 12:00 Noon
East 24th	East	Concession to Fennell	2nd Friday of each month 8:00 AM to 12:00 Noon
East 25th	West	Concession to Crockett	2nd Tuesday of each month 8:00 AM to 12:00 Noon
East 25th	West	Crockett to Fennell	2nd Tuesday of each month 8:00 AM to 12:00 Noon
East 25th	East	Crockett to Fennell	2nd Wednesday of each month 8:00 AM to 12:00 Noon
East 26th	West	Crockett to Queensdale	2nd Thursday of each month 8:00 AM to 12:00 Noon
East 26th	West	Queensdale to Brucedale	2nd Thursday of each month 8:00 AM to 12:00 Noon
East 26th	East	Queensdale to Brucedale	2nd Friday of each month 8:00 AM to 12:00 Noon
East 27th	West	Crockett to Eastmount Park	2nd Tuesday of each month 8:00 AM to 12:00 Noon
East 27th	East	Crockett to Eastmount Park	2nd Wednesday of each month 8:00 AM to 12:00 Noon
East 27th	West	Brucedale to Fennell	2nd Tuesday of each month 8:00 AM to 12:00 Noon
East 27th	East	Brucedale to Fennell	2nd Wednesday of each month 8:00 AM to 12:00 Noon
East 28th	West	Queensdale to Fennell	2nd Thursday of each month 8:00 AM to 12:00 Noon
East 28th	East	Queensdale to Fennell	2nd Friday of each month 8:00 AM to 12:00 Noon"

PASSED this 30th day of August, A.D. 1978.


Deputy City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78-253

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER HORNING
ROAD BETWEEN THE MOUNTAIN FREEWAY ALIGNMENT
AND STONE CHURCH ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-43C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "RT-10" (Townhouse) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1, and
- (b) by changing from "RT-10" (Townhouse) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The "D" district provisions applicable to the lands referred to in Section 1 and the "RT-10" (Townhouse) district provisions applicable to Block 3, the extent and boundaries of which are shown on schedule "A", are respectively amended to the extent only of the following variances as special requirements:

- 1. As to the "D" District provisions applicable to Block 1,
 - (a) section 10(1)(iii) of By-law No. 6593 shall not apply.
 - (b) notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard width of at least 4 feet shall be required for that side of the lot flanking a street.

- (c) notwithstanding section 10(4) of By-law No. 6593, a lot for a single family dwelling shall have a minimum width of 30 feet and a minimum area of 3,000 square feet.

2. As to the "RT-10" District provisions applicable to Block 3,

- (a) Paragraph 2 of section 2 and section 5 of By-law No. 75-313, passed on the 25th day of November, 1975, shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used on the land comprised in Block 1 nor shall the said land be used, except in accordance with,

- (a) the "D" District provisions,

subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-596".

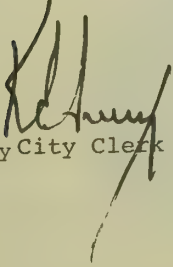
5. Sheet No. W-43C of the District Maps is amended by marking the lands referred to in section 1(a) of this By-law, "S-596".

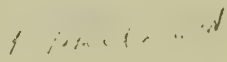
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of August

A.D. 1978.


Deputy City Clerk


Mayor

(1978) 23 R.P.D.C. 3, July 25
DiCenzo Construction Limited,
Sunshine Homes Limited and Max Ritts Limited, Owners
Z.A. 78-13



08/30/78

SCHEDULE "A" TO BY-LAW NO. 78-253



LEGEND

CHANGE IN ZONING FROM "RT-10/S-422" (TOWNHOUSE) DISTRICT TO:



"D" (URBAN PROTECTED RESIDENTIAL-ONE AND TWO FAMILY DWELLINGS, ETC.) DISTRICT.



"C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.



"RT-10" (TOWNHOUSE) DISTRICT.

Bill No. 255

This is Schedule "A" to By-law No. 78-253 passed the 30th day of August, 1978.

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

BY-LAW NO. 78- 254

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30th DAY OF AUGUST A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

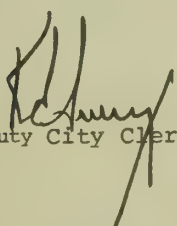
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

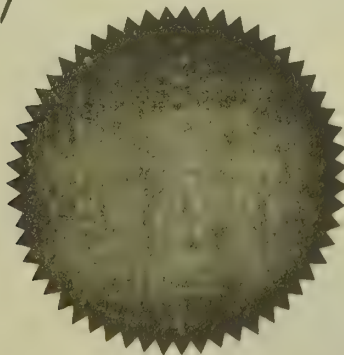
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of August A. D., 1978.


Deputy City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 255

To Amend:

Zoning By-law No. 6593

Respecting:

"M-14" (PRESTIGE INDUSTRIAL) DISTRICT

WHEREAS Section 17C of By-law No. 6593 provides for regulations for Prestige Industrial Districts;

AND WHEREAS it is desirable to provide for additional uses for the "M-14" (Prestige Industrial) district;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

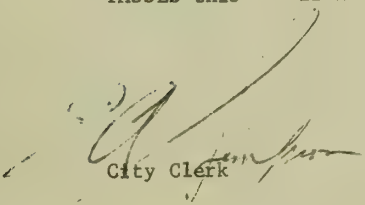
1. Subclause (ii) of clause (d) of subsection 3 of section 17C of By-law No. 6593 is amended by adding thereto the following paragraph:

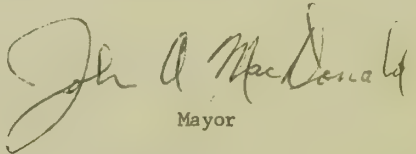
7. Contractor's Yards.

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

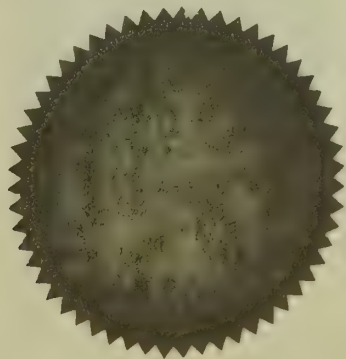
3. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 12th day of September 1978.


City Clerk


Mayor

(1978) 27 R.P.D. C-1, Sept. 12
City Initiative 78-R



BY-LAW NO. 78- 256

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 12TH DAY OF SEPTEMBER A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

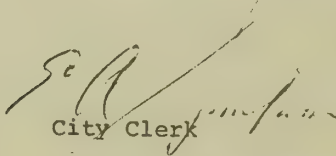
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

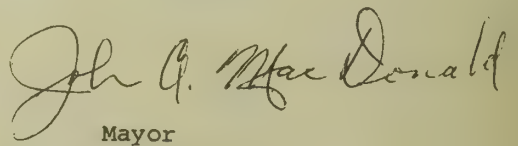
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

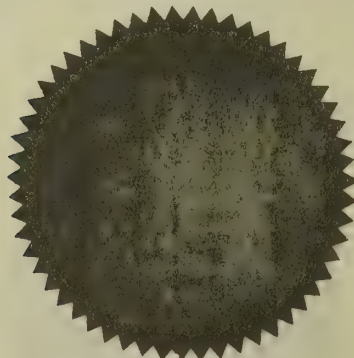
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 12th day of September A. D., 1978.


City Clerk


Mayor



BILL NO. 258

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 78- 257

TO EXPROPRIATE A CERTAIN PARCEL OF LAND
FOR RE-DEVELOPMENT

As Section 22, subsection 2, of The Planning Act, R.S.O. 1970, Chapter 345, as amended, provides that a municipality that has an Official Plan may pass by-laws with the approval of the Minister to designate areas of the municipalities within such Official Plan as Redevelopment Areas;

AND AS The Corporation of the City of Hamilton has an Official Plan and did with the approval of the Minister, enact By-laws 74-289 and 77-229 to designate an area of the municipality as the Kirkendall-Strathcona Neighbourhood Redevelopment Area;

AND AS the hereinafter described lands ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Lot 2 according to Thomas Stinson Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 227 and which said parcels may be more particularly described as all of Parts 4, 5 and 6 according to a Reference Plan received and deposited in the said Land Registry Office on July 21st, 1977 as Plan 62R-3674.

are wholly situate within the said Redevelopment Area;

AND AS subsection 3 of the said Section 22 provides that a municipality which has so designated a Redevelopment Area may with the approval of the Minister, -

- (a) acquire land within the redevelopment area;
- (b) hold land acquired before or after the passing of the by-law within the redevelopment area; and
- (c) clear, grade or otherwise prepare the land for redevelopment.

AND AS on May 18, 1976 the Minister did approve the acquisition of lands by the Municipality within the Redevelopment Area;

AND AS the herein acquisition will be funded partially by the Province of Ontario and the Federal Government pursuant to the Neighbourhood Improvement Programme and by the current revenue of the City and funds borrowed as approved by the Ontario Municipal Board on April 22, 1975, as set out in By-law 75-151 and therefore the approval of the Ontario Municipal Board Sections 63 and 64 of The Ontario Municipal Board Act, R.S.O. 1970, Chapter 323, is not required;

AND AS Section 336 of The Municipal Act, R.S. 1970, Chapter 284 states that the Council of a municipality may pass by-laws for acquiring or expropriating any land required for the purposes of the Corporation;

AND AS The Corporation of the City of Hamilton, as expropriating authority, did authorize, on June 27, 1978 in adopting Item 2 of the 33rd Report of the Board of Control, application to the Council of The Corporation of the City of Hamilton, as approving authority, for approval of the expropriation of the hereinbefore described lands;

- 2 -

AND AS Notices of the said application as required under The Expropriations Act have been duly served upon those entitled;

AND AS The Corporation of the City of Hamilton has received no request for an Inquiry Hearing as allowed under The Expropriations Act;

AND AS The Corporation of the City of Hamilton as expropriating authority, did publish notice of the said application in The Spectator, a newspaper having general circulation in the City of Hamilton in accordance with the said Expropriations Act;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. As approving authority under the said Expropriations Act, the application for approval to expropriate;

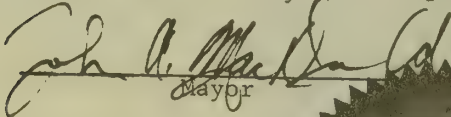
ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Lot 2 according to Thomas Stinson Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 227 and which said parcels may be more particularly described as all of Parts 4, 5 and 6 according to a Reference Plan received and deposited in the said Land Registry Office on July 21st, 1977 as Plan 62R-3674

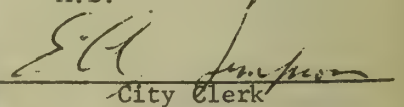
made by The Corporation of the City of Hamilton, as expropriating authority, be and is hereby granted.

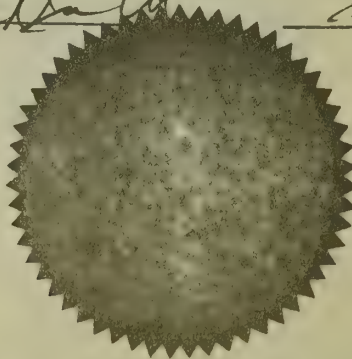
2. As expropriating authority under the said Expropriations Act, The Corporation of the City of Hamilton hereby expropriates the said lands, for redevelopment.
3. That the City Clerk and the proper officers of the Corporation of the City of Hamilton are hereby authorized and directed to all things necessary to implement and give effect to the provisions of this by-law and this authority shall include the taking of all necessary proceedings to enter and take possession of the lands herein expropriated.

PASSED THIS 26th day of September,

A.D. 1978.


Mayor


City Clerk



The Corporation of the City of Hamilton

BY-LAW NO. 78 -

To Enact:

A BY-LAW TO CHANGE STREET NAMES

WHEREAS paragraph 97 of subsection 1 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284 does provide that a municipality may by by-law change the names of highways and shall state the reason therefor.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The name of the following highway shall be changed for the reason set forth:

FROM Greenock Road TO Nebo Road, all of Greenock Road extending between Rymal Road East and Stone Church Road East for the REASON that Greenock Road is a new extension of Nebo Road and it is therefore desirable to establish a uniformity in street names between the extension and the existing Nebo Road.

2. A copy of this By-law certified under the hand of the City Clerk and the seal of The Corporation of the City of Hamilton and the Judge's Certificate shall be registered in the Registry Office for the Registry Division of Wentworth.

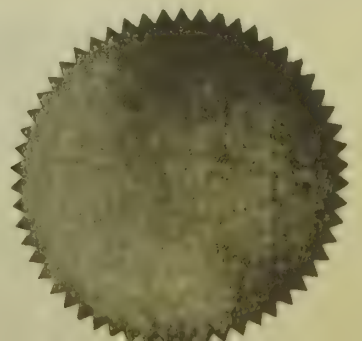
3. The Traffic Commissioner is hereby authorized and directed to affix at the corners of the highways referred to in section 1, on public or private property, highway name-signs bearing the new names of the highways and to maintain the new highway name-signs in proper condition.

READ a first and second time on the 26th day of September, 1978.

READ a third time and passed by the Council of The Corporation of the City of Hamilton, this day of 1978.

City Clerk

Mayor.



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 258

To Amend:

Zoning By-law No. 6593

Respecting:

DEFINITIONS OF "HEIGHT" and "FIRST STOREY"

WHEREAS By-law No. 6593, passed on the 25th day of July, 1950, defines "first storey" and "height";

AND WHEREAS it is desirable to amend By-law No. 6593 in respect of the definitions of "first storey" and "height";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2(2)J(ix) of By-law No. 6593 is amended by striking out the fourth paragraph and substituting in lieu thereof the following:

-and where the height is designated in terms of storeys, it shall mean the number of storeys, contained between the roof and the floor of the first storey.

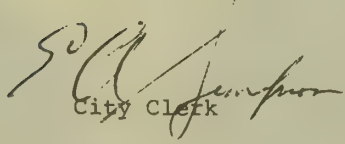
2. Section 2(2)J(xxii) of By-law No. 6593 is repealed and the following substituted in lieu thereof:

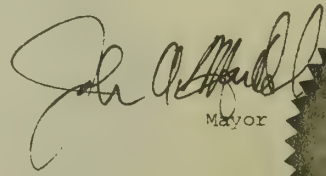
(xxii) "Storey, First" shall mean the storey with its floor closest to grade and its ceiling more than 6 feet above grade.

3. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

4. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 26th day of September, 1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 259

To Amend:

ZONING BY-LAW NO. 77-277

WHEREAS By-law No. 77-277, passed on the 8th day of November, 1977, and approved by the Ontario Municipal Board on the 12th day of April, 1978 amended section 17C of General Zoning By-law No. 6593, passed on the 25th day of July, 1950, by providing for the establishment of an "M-15" (Prestige Industrial) district which is in addition to the previously existing "M-11", "M-12", "M-13" and "M-14" Districts and also providing for various additional amendments to section 17C in order to allow an ancillary office use in the "M-12", "M-13", "M-14" and "M-15" Districts;

AND WHEREAS a reference to "M-15" was made in the preamble to subsection 9 of section 17C of By-law No. 6593 and is also required to be made part of the table in subsection 9 of section 17C of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 77-277 is amended by adding thereto the following section:

11a. Subsection 9 of section 17C of By-law No. 6593 is amended by adding to the table at the end thereof under the corresponding headings set out below, the following:

District	Front Yard Depth (Minimum)	Side Yard Width (Minimum)	Rear Yard Depth (Minimum)
M-15	20 feet	10% of lot width	25 feet

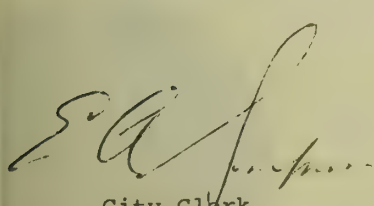
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, as may be necessary, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

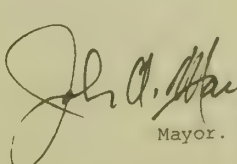
PASSED this 26th

day of September,

A.D. 1978.

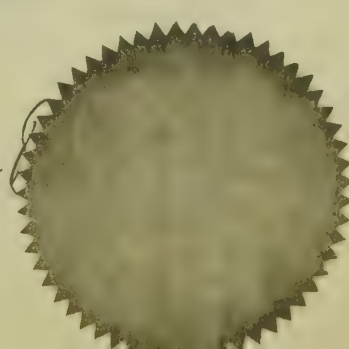


City Clerk



Mayor.

(1977) 23 R.P.D.C. 18, September 13
City Initiative 77-N



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 260

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 888 MAIN STREET EAST

WHEREAS By-law No. 76-232, passed on the 27th day of July, 1976 rezoned the land at 888 Main Street East from "H" (Community Shopping and Commercial, etc.) district to "E-2" (Multiple Dwellings) district;

AND WHEREAS City Council, on March 14, 1978, adopted Item 4 of the 8th Report of the Planning and Development Committee, directing the preparation of a by-law zoning back the land at 888 Main Street East from "E-2" district to "H" district;

AND WHEREAS By-law No. 78-168 was passed on the 28th day of June, 1978 implementing the decision of Council;

AND WHEREAS it is desirable to delete sections 2 and 3 of By-law No. 78-168 relating to application to the Ontario Municipal Board, inasmuch as such application is not necessary as application for approval of By-law No. 76-232 was made to the Ontario Municipal Board and any approval of By-law No. 76-232 will not include No. 888 Main Street East;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 2 and 3 of By-law No. 78-168, passed on the 28th day of June, 1978, are repealed.

PASSED this 26th day of September, 1978.


City Clerk


Mayor

BY-LAW NO. 78- 261

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF SEPTEMBER A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

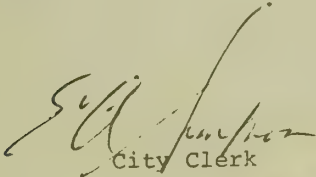
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

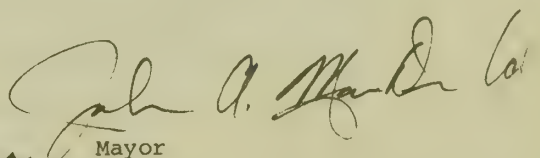
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

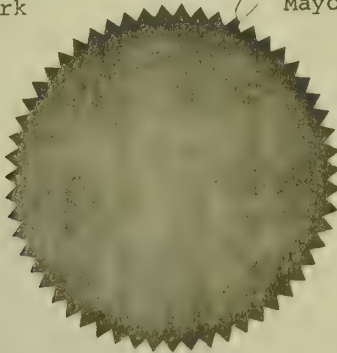
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of September, A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78- 262

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF SEPTEMBER A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

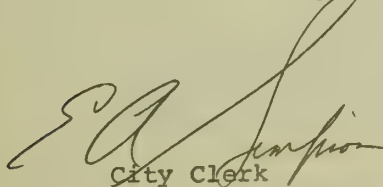
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of September A. D., 1978.


City Clerk


Acting Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 263

To Authorize:

An Additional Expenditure of \$690,000.00

Respecting:

THE MAIN PUBLIC LIBRARY

WHEREAS The Ontario Municipal Board by Order dated the 4th day of April, 1977 (File No. E 762270) approved,

- (a) the construction of the Main Hamilton Public Library Building on the south side of Merrick Street in the Lloyd D. Jackson Square at an estimated cost of \$8,259,000.00 and the borrowing of money therefor; and
- (b) the issuance of debentures in the sum of \$8,259,000.00 by The Regional Municipality of Hamilton-Wentworth for a term of twenty years, chargeable to the applicant corporation,

and declared and directed that the assent of the electors of the applicant corporation shall not be required;

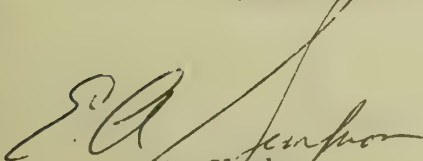
AND WHEREAS The Ontario Municipal Board by Order dated the 29th day of December, 1977 approved an additional expenditure of \$676,000.00;

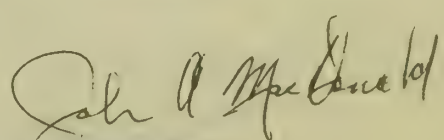
AND WHEREAS the Ontario Municipal Board by Order dated the 19th day of September, 1978 approved an additional expenditure of \$690,000.00 and the issuance of additional debentures by the Regional Municipality of Hamilton-Wentworth in the amount of \$690,000.00.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 77-155, passed on the 1st day of June, 1977, as amended by section 1 of By-law No. 78-16, passed on the 31st day of January, 1978 is further amended by striking out "\$8,935,000.00" in the third line and substituting in lieu thereof "\$9,625,000.00".
2. Section 2 of By-law No. 77-155 is amended by striking out "\$8,259,000.00" in the third line and substituting in lieu thereof "\$8,949,000.00".

PASSED this 10th day of October, A.D. 1978.


City Clerk


Mayor

(1978) 35 R.B.C. 3, July 18
Legal File: 120-1.182.1
(Part 2, Section 3)



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 264

To Authorize:

An Additional Expenditure of \$60,000.00

Respecting:

THE FARMERS' MARKET

WHEREAS The Ontario Municipal Board by Order dated the 4th day of April, 1977 (File No. E 762269) approved,

- (a) the construction of the Farmers' Market on the south side of Merrick Street in the Lloyd D. Jackson Square at an estimated cost of \$1,500,000.00 and the borrowing of money therefor; and
- (b) the issuance of debentures in the sum of \$1,500,000.00 by The Regional Municipality of Hamilton-Wentworth, for a term of twenty years, chargeable to the applicant corporation,

and declared and directed that the assent of the electors of the applicant corporation shall not be required;

AND WHEREAS the Ontario Municipal Board by Order dated the 29th day of December, 1977, approved an additional expenditure of \$55,000.00;

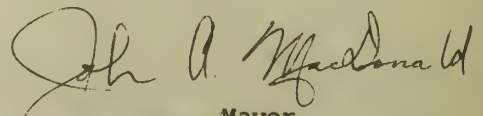
AND WHEREAS the Ontario Municipal Board by Order dated the 19th day of September, 1978 approved an additional expenditure of \$60,000.00 and the issuance of additional debentures by the Regional Municipality of Hamilton-Wentworth in the amount of \$60,000.00.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 77-156, passed on the 1st day of June, 1977, as amended by By-law No. 78-17, passed on the 31st day of January, 1978, is further amended by striking out "\$1,555,000.00" in the third line and inserting in lieu thereof "\$1,615,000.00".
2. Section 2 of By-law No. 77-155 is amended by striking out the figure "\$1,500,000.00" in the third line and inserting in lieu thereof "\$1,560,000.00".

PASSED this 10th day of October, A.D. 1978.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 265

To Amend:

Zoning By-law No. 6593

Respecting:

THE COMMERCIAL-RESIDENTIAL DISTRICT
AND A DEFINITION OF STORAGE SPACE

WHEREAS it is intended to establish a definition of storage space and to amend the Commercial-Residential District regulations of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2(2)(h) of By-law No. 6593 is amended by adding thereto the following subclause:

(viic) "Storage space" shall mean an area having a width of at least ten feet and a depth of at least six feet that is appurtenant to a required loading space;

2. Subsection 4 of section 15B of By-law No. 6593 is repealed and the following substituted therefor:

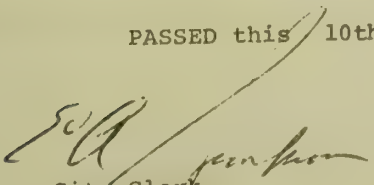
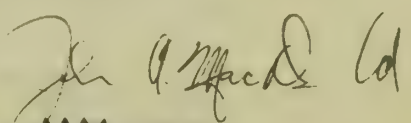
(4) In CR-1, CR-2, CR-3 Districts, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used for residential uses mentioned in clause (a) of subsection 3, except where such residential uses are contained jointly with commercial uses in the same building or structure.

3. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

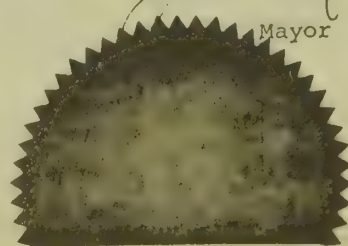
4. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 10th

day of October, A.D. 1978.


City Clerk
Mayor

(1978) 23 R.P.D.C. 6, July 25
City Initiative 78-0



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 266

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 143 HESTER STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "JJ" (Restricted Light Industrial) district provisions of By-law No. 6593, passed on the 25th day of July, 1950, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted in subsection 1 of section 16A of By-law No. 6593, a television studio shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "JJ" District provisions,

subject to the special requirement referred to in section 1.

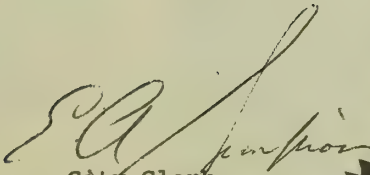
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-604".

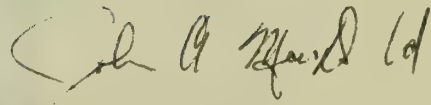
4. Sheet No. E-9 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-604".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

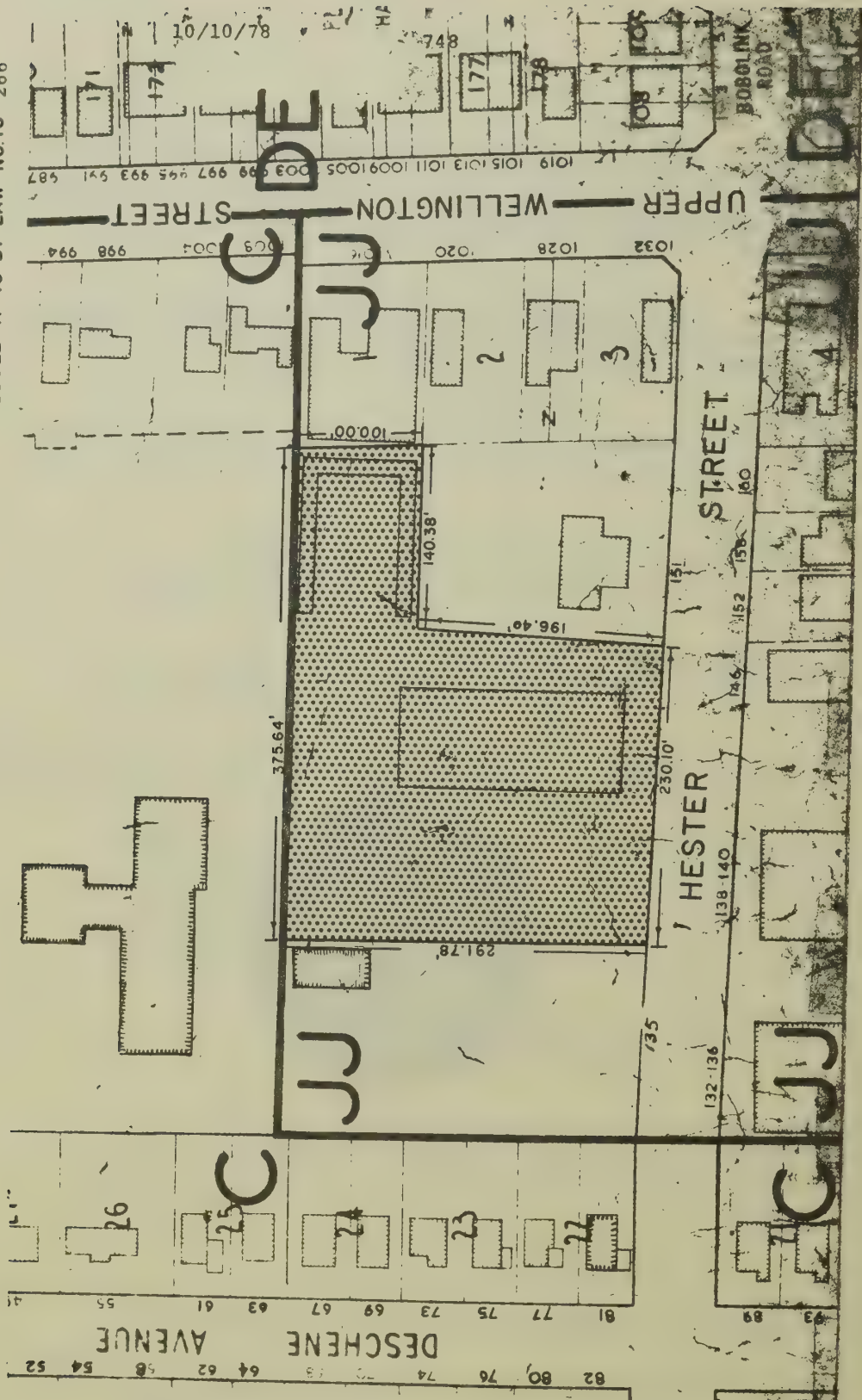
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 10th day of October, A.D. 1978.


City Clerk


Mayor





LEGEND

Lands on Part of Sheet No. E-9 of The Zoning District Maps to be regulated by By-law No. 78-

Bill No. 268

This is Schedule "A" to By-law No. 78- 266 passed the 10th day of October, A.D. 1978

E.A. [Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

J.R. A. [Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 267

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF QUIGLEY ROAD,
ABUTTING THE SOUTH LIMIT OF THE T. H. & B. RAILWAY LINE

WHEREAS it is intended to change the zoning of the
lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the
Official Plan of the Hamilton Planning Area, approved by the
Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the
City of Hamilton enacts as follows:

1. Sheet No. E-97 of the District Maps, appended to and
forming part of By-law No. 6593, passed on the 25th day of
July, 1950, is amended,

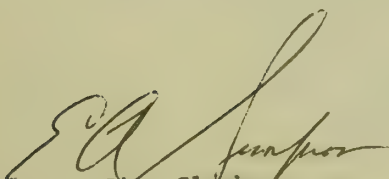
- (a) by changing from "AA" (Agricultural) district
to "G-3" (Public Parking Lots) district, the
land

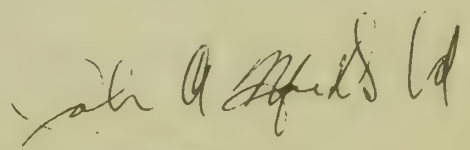
the extent and boundaries of which are shown on a plan hereto
annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to
proceed as soon as possible with the giving of notice of the
passing of this by-law, including a brief explanation of its
purpose, and with the carrying out of all other directions of
the Ontario Municipal Board relating to the giving of such
notice.

3. The City Solicitor is hereby authorized and directed
to make application to the Ontario Municipal Board for the
necessary approval of this by-law.

PASSED this 10th day of October, A.D. 1978.


City Clerk


Mayor

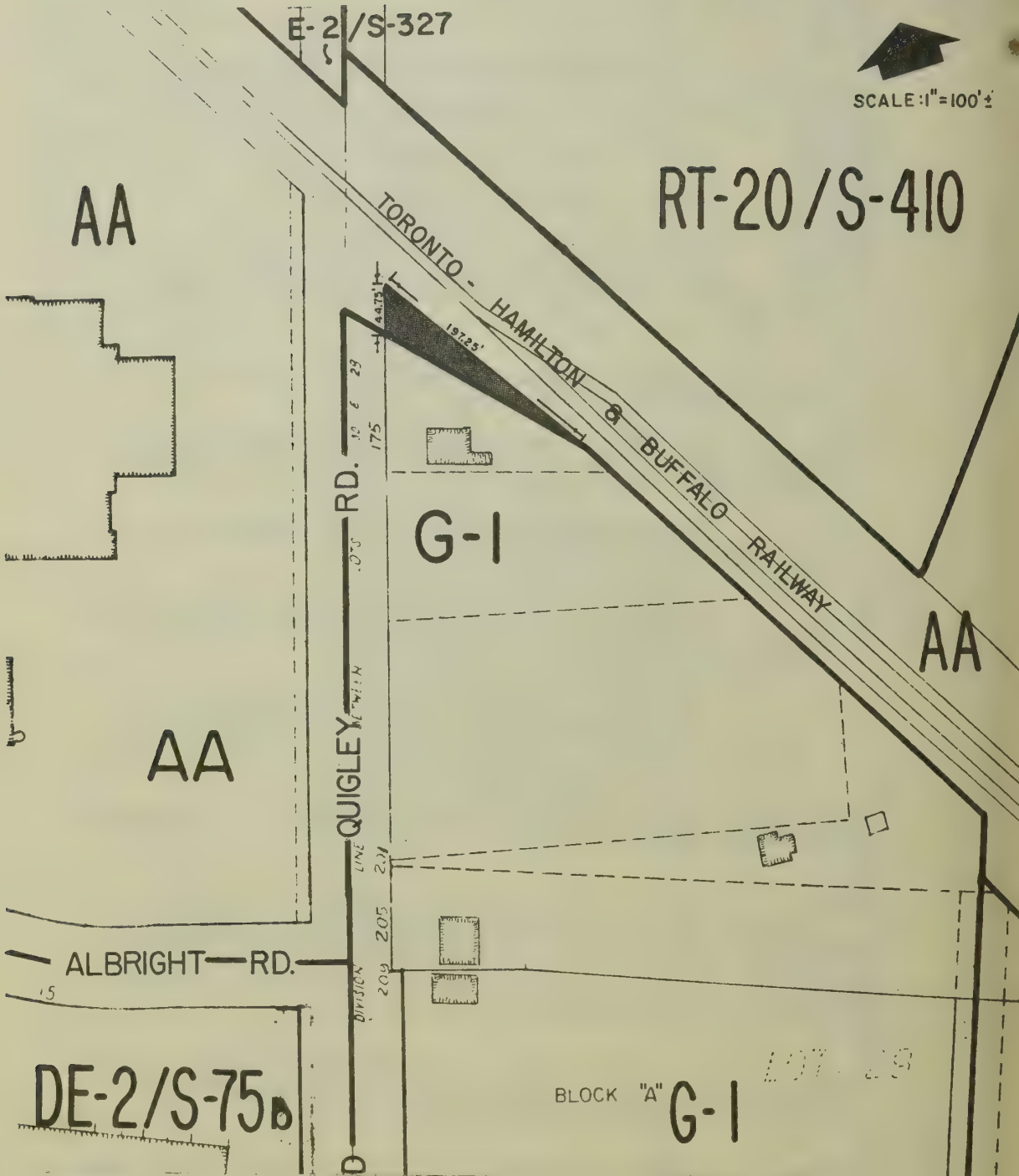
(1978) 25 R.P.D.C. 3, August 29
Emilio Ianiri, Prospective Owner
ZA 78-34



10/10/78

750

Schedule "A" To By-Law NO.78- 267



LEGEND
Lands on Part of Sheet No. E-97 of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "G-3" (Public Parking Lots) District.

Bill No. 269

This is Schedule "A" to By-law No. 78- 267 passed the 10th day of October, A.D.19

EA Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. MacDonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 268

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 14 JONES STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-21 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. The gross floor area of a building or structure shall not exceed two times the area of the lot on which it is situate.
- 2. The land shall be subject to section 19C of By-law No. 6593.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "B" District provisions,

subject to the special requirements referred to in section 2.

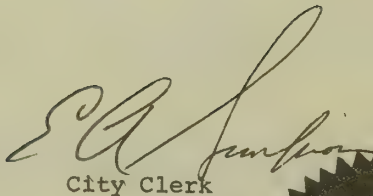
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-603".

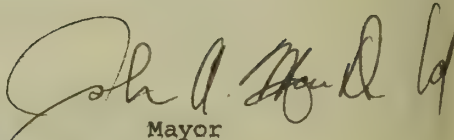
5. Sheet No. W-21 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-603".

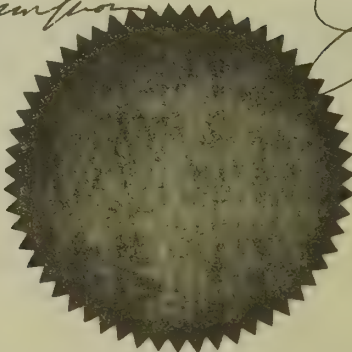
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

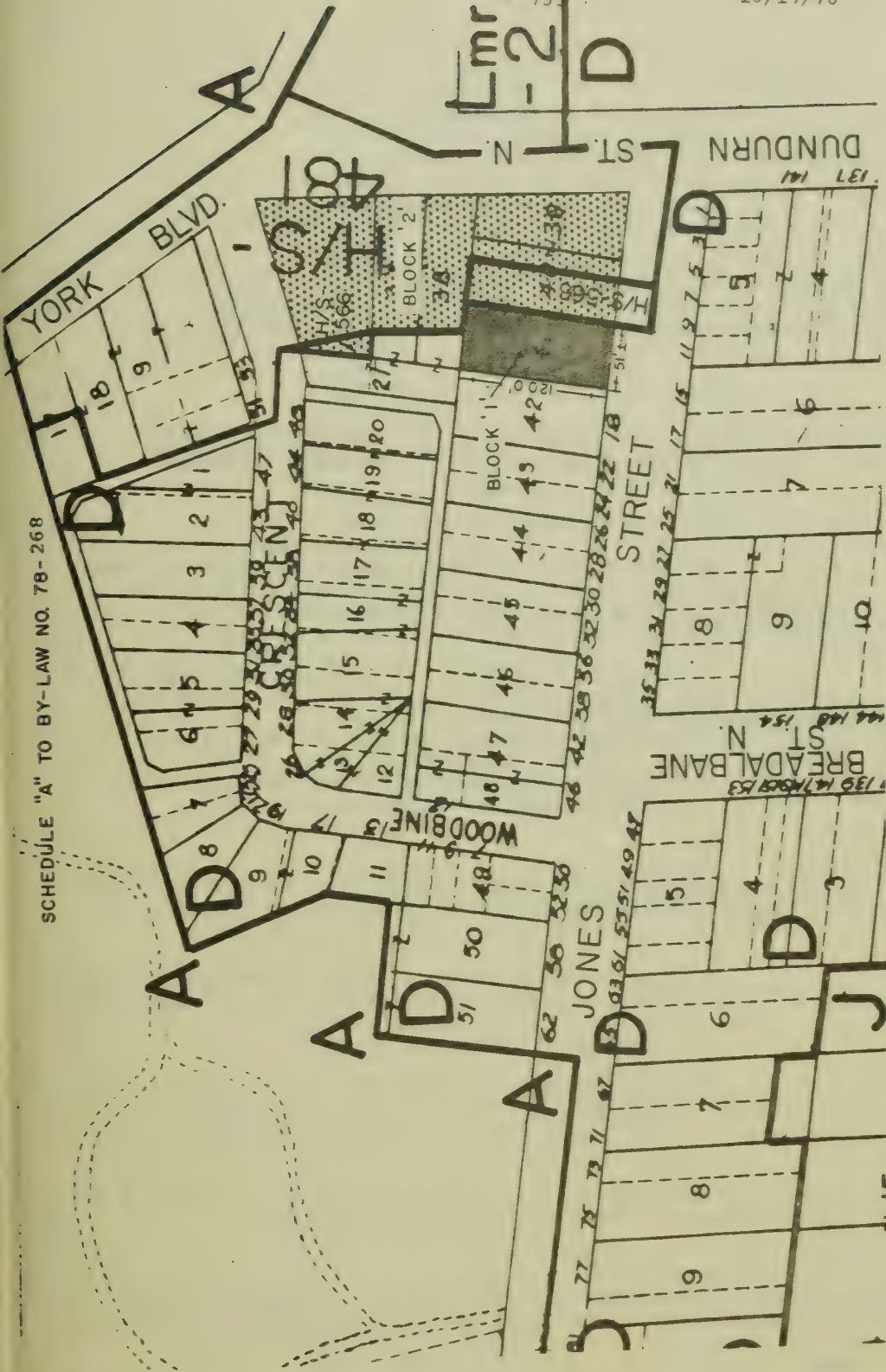
PASSED this 10th day of October, A.D. 1978.


City Clerk


Mayor



Lmr
-2
D



LEGEND

Lands on Part of Sheet No. W-21 of The Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District.



Site of Commercial Development.

Scale: 1"=100'

Bill No. 270

This is Schedule "A" to By-law No. 78-268 passed the 10th day of October, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

Ed. Lush
City Clerk

John A. McLeod
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 269

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER WENTWORTH STREET
BETWEEN STONE CHURCH ROAD EAST AND RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27D of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1, and
- (b) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in clause (a) of section 1 are amended to the extent only of the following variances as special requirements:

- 1. Section 10(1)(iii) of By-law No. 6593 shall not apply.
- 2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard of a width of at least 4 feet shall be required for that side of a lot flanking a street.

10/10/78

3. Notwithstanding section 10(4)(i) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 30 feet and an area of at least 3,000 square feet.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used on the land comprised in Block 1, nor shall the said land be used, except in accordance with,

(a) the "D" District provisions,

subject to the special requirements referred to in section 2.

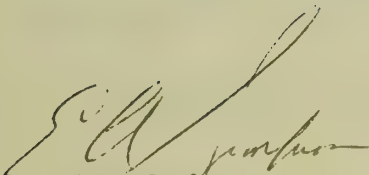
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-602".

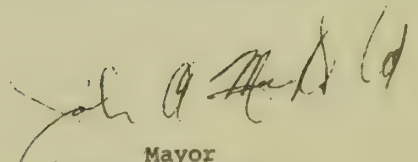
5. Sheet No. E-27D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-602".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

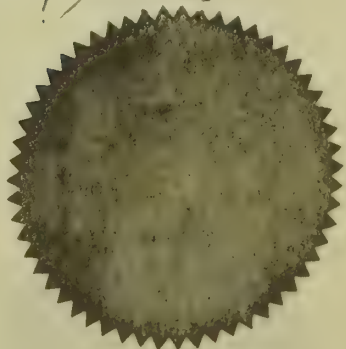
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 10th day of October, A.D. 1978.


City Clerk


Mayor

(1978) 25 R.P.D.C. 1, August 29
Debentis Investments Limited, Owner
ZA 76-50



10/10/78
8

CONCESSION

756

H. E. P. C.

AA

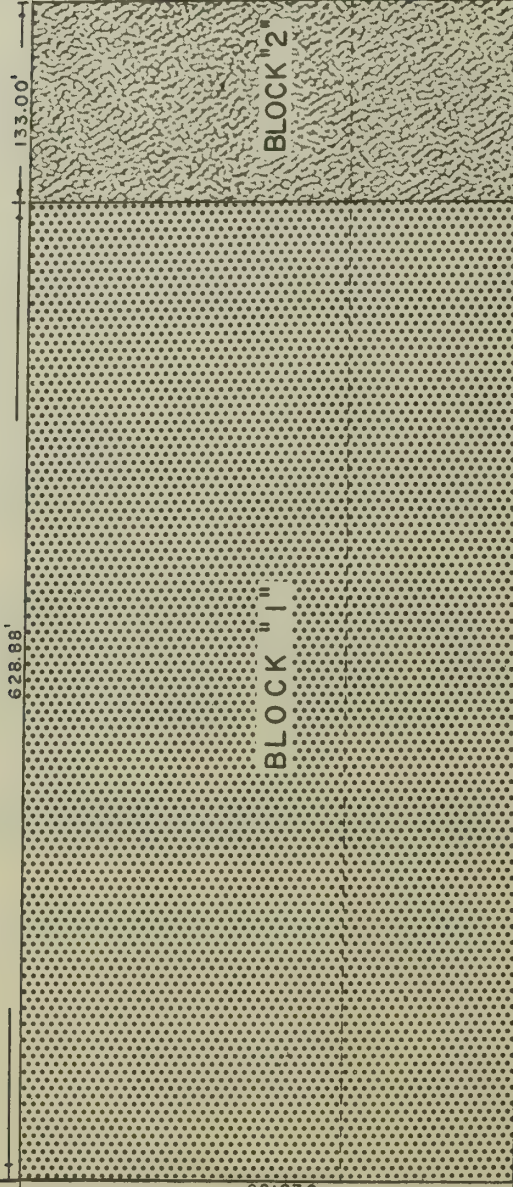
BLOCK "2"

BLOCK "1"

AA

LOT 10

AA



LEGEND

Lands on Part of Sheet No. E-27D of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to:

BLOCK "1"

"D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

BLOCK "2"

"C" (Urban Protected Residential, etc.) District.

Bill No. 271

This is Schedule "A" to By-law No. 78-269 passed the 10th day of October, 1978.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

SCALE: 1"=100'

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 270

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER
OF QUEENSTON ROAD AND KENORA AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-105 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

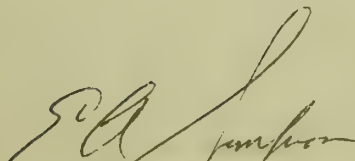
- (a) by changing from "G-1" (Designed Shopping Centre) district to "HH" (Restricted Community Shopping and Commercial) district, the land,

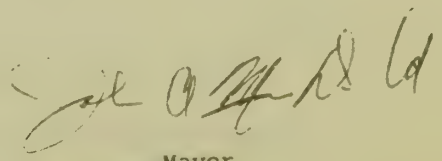
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 10th day of October, A.D. 1978.


City Clerk


Mayor

758

SCHEDULE "A" to BY-LAW NO. 78-270

ROBINSONS DEPT. STORES

EASTGATE MALL

G-1/S-199

ROAD

770

2
F

SCALE: 1" = 100' ±

DE-2/S-22

DRIVE

OAKLAND

KENORA

AVE

735

QUESTION

GREENFORD
DR.

754

744

36

732

24

CLAPHAM
RD

LEGEND

Lands on Part of Sheet No. E-105 of The Zoning District Maps to be re-zoned form "G-1" (Designed Shopping Centre) District to "HH" (Restricted Community Shopping and Commercial) District.

Bill No. 272

This is Schedule "A" to By-law No. 16-270 passed the 10th day of October, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 271

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE NORTH SIDE OF FENNELL AVENUE,
IN THE AREA EAST OF UPPER OTTAWA STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-57 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "B" (Suburban Agriculture and Residential, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the lands referred to in section 1, and Block 2 shown on schedule "A", are amended to the extent only of the following variance as a special requirement:

- 1. The land shall be subject to section 19C of By-law No. 6593.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "H" District provisions,

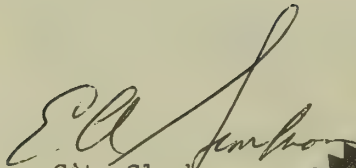
subject to the special requirement referred to in section 2.

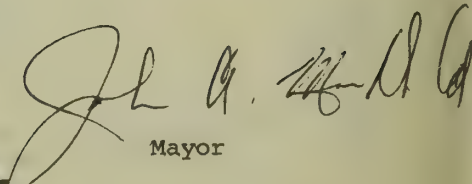
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-606".

5. Sheet No. E-57 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-606".

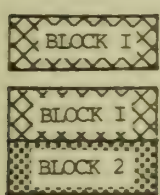
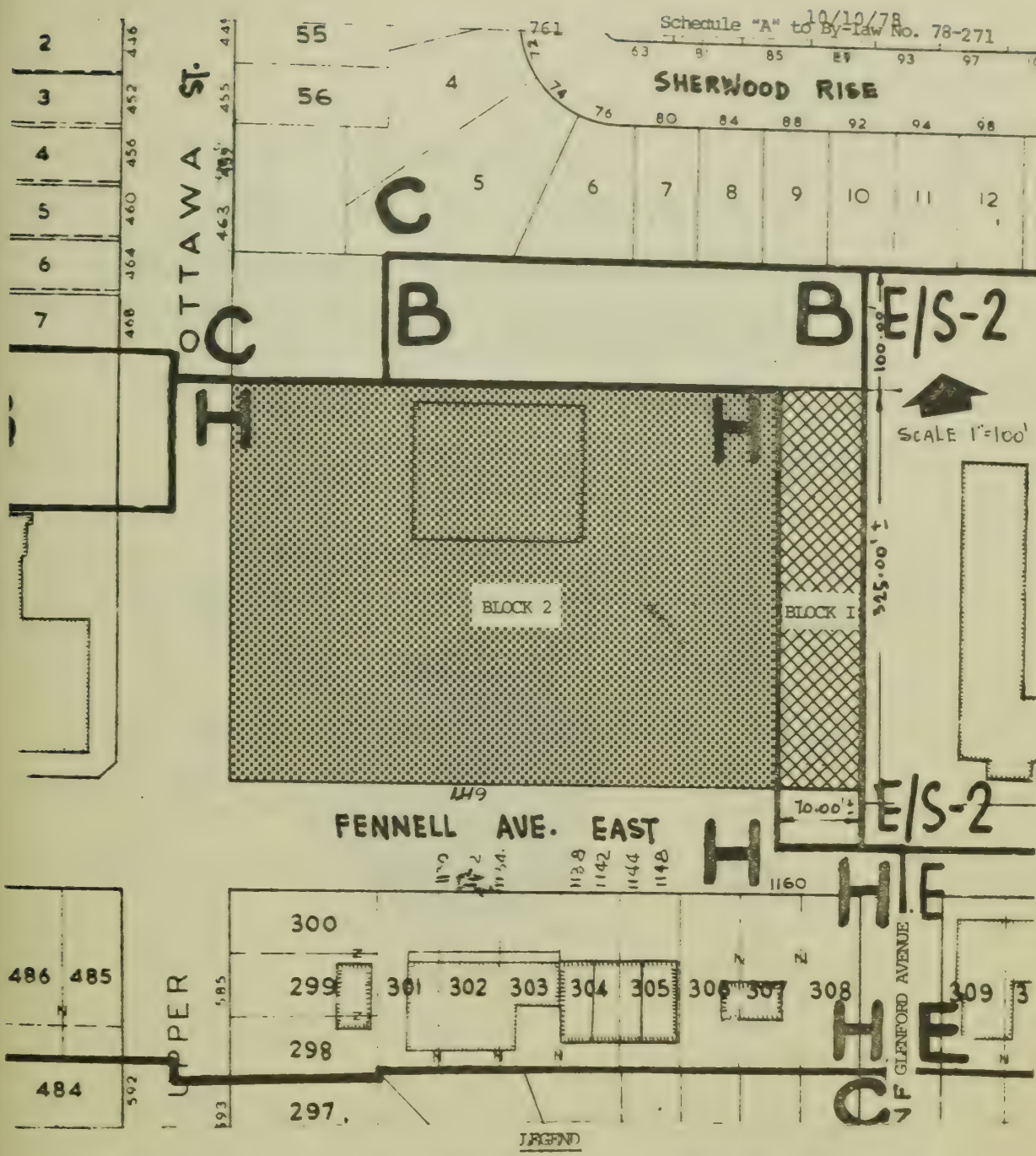
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

PASSED this 10th day of October, A.D. 1978.


City Clerk


Mayor





Lands on Part of Sheet No. E-57 of the Zoning District Maps to be rezoned from "B" (Suburban Agriculture and Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District.

Lands to be regulated by By-law No. 78-271

Bill No. 273

This is Schedule "A" to By-law No. 78-271 passed the 10th day of October, 1978.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BY-LAW NO. 78 - 272

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 24 (Parking Meters) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by deleting from Section 3(a) (One Hour Limit) the following item, namely:-

"East Ave.	East	From 135 ft. south of King to 113 ft. southerly",
------------	------	--

and by adding thereto the following item, namely:-

"East Ave.	East	From 135 ft. south of King to 126 ft. southerly".
------------	------	--

2. Schedule 25 (Parking Time Limits) is hereby amended;

(a) by adding to Section 5 (One Hour Limit) the following item, namely:-

"Cumberland	South	From the east limit of Cedar to 103 ft. easterly".
-------------	-------	---

(b) by adding to Section 8 (Two Hour Limit) the following items, namely:-

"Shaw	North	From 192 ft. east of Victoria to Emerald
Murray	South	From 34 ft. east of James to 62 ft. easterly".

3. Schedule 25A (Parking Time Limits) is hereby amended by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Ward	Both	End to End",
-------	------	--------------

and by adding thereto the following items, namely:-

"Ward	Both	Leland to westerly end
Ward	Both	Emerson to easterly end".

4. Schedule 26 (No Parking Areas) is hereby amended;

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Cumberland	South	Prospect to Cedar
East Ave.	East	Main to 80 ft. north",

and by adding thereto the following items, namely:-

"Cumberland	South	Prospect to the east limit of Cedar
East Ave.	East	Main to 116 ft. north
Monarch	Both	Upper James to West 3rd".

(b) by deleting from Section B (Loading Zones) the following item, namely:-

"James	East	36 ft.	64 ft. south of Murray",
--------	------	--------	--------------------------

and by adding thereto the following item, namely:-

"James	East	56 ft.	45 ft. south of Murray	Anytime".
--------	------	--------	------------------------	-----------

5. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

"Mary,	West	East",
Cannon to Barton		

and by adding thereto the following item, namely:-

"Mary, Cannon to Robert	West	East".
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6. Schedule 34 (Sticker Permit Parking) is hereby amended by deleting therefrom the following item, namely:-

"Shaw North Victoria to Emerald".

PASSED this 10th day of October, A.D. 1978.

City Clerk

John A. McCall
Mayor

BY-LAW NO. 78 - 273

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 9 (Through Highways) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March 1966 is hereby further amended by deleting therefrom the following item, namely:-

"Murray Street, from the easterly limit of James Street to the westerly limit of John Street."

2. Schedule 10 (Stops at Intersections) is hereby further amended by adding thereto the following items, namely:-

"Crawford	Westbound	Nugent
Crawford	Southbound	Kentley
Ede	Eastbound	Nugent
Woodman	Northbound	Eugene
Eugene	Eastbound	Nugent
Eaton Place	Westbound	Bingham
Lang	Northbound	Hayes
Eastville	Southbound	Armstrong
Eastville	Northbound	Armstrong
Ayr	Eastbound	Bingham
West 32nd	Northbound and Southbound	Elmwood
West 31st	Northbound and Southbound	Elmwood
West 27th	Northbound and Southbound	Elmwood
West 25th	Northbound and Southbound	Elmwood
West 23rd	Northbound and Southbound	Elmwood
West 21st	Northbound and Southbound	Elmwood
West 25th	Northbound and Southbound	Bendamere
Poulette	Northbound and Southbound	Hunter
Poulette	Southbound	Melbourne
Glenview Place	Westbound	Brigadoon
Glendee	Eastbound	Glenholme
MacAuley	Eastbound	Hughson".

3. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

"Eaton Place	Westbound	Bingham
Eastville	Southbound	Armstrong
Eastville	Northbound	Glengrove
Lang	Northbound	Armstrong
Ayr	Eastbound	Bingham
West 32nd	Northbound and Southbound	Elmwood
West 31st	Northbound and Southbound	Elmwood
West 27th	Northbound and Southbound	Elmwood
West 25th	Northbound and Southbound	Elmwood
Elmwood	Eastbound and Westbound	West 23rd
West 21st	Northbound and Southbound	Elmwood
Poulette	Northbound and Southbound	Hunter
Poulette	Southbound	Melbourne".

4. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following items, namely:-

"Norfolk	West	Main to 118 ft. north
Norfolk	East	Main to 131 ft. north
Mulberry	South	From 127 ft. east of Bay to 63 ft. easterly".

5. Schedule 30 (Commercial Loading Zones) is hereby amended by deleting therefrom the following item, namely:-

"Murray South 40 ft. 34 ft. east of James Anytime".

6. Schedule 37 (Professional Automobile Race) is hereby amended by deleting therefrom the following items, namely:-

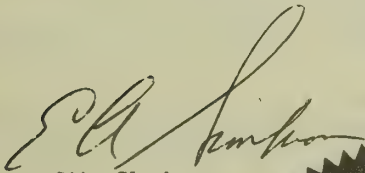
"2. The following streets are designated for vehicles"

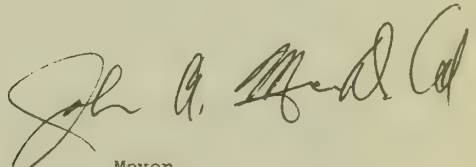
1. MacNab Street from Main Street to King Street.
2. Park Street from King Street to York Boulevard.
3. Hess Street from Cannon Street to York Boulevard.

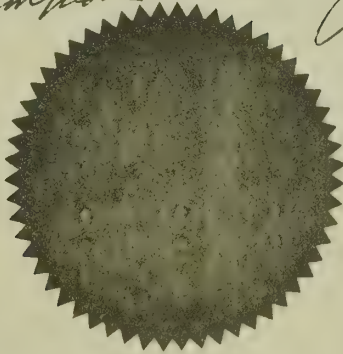
3. The following dates and times designated for vehicles:

1. August 6th, 1978 from 1:30 PM to 6:00 PM.
2. August 7th, 1978 from 8:00 AM to 5:00 PM."

PASSED this 10th day of October , A.D. 1978.


City Clerk


Mayor



BY-LAW NO. 78- 274

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10TH DAY OF OCTOBER A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

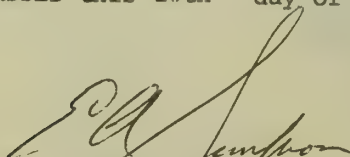
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

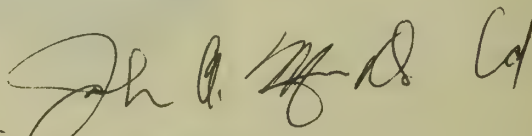
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

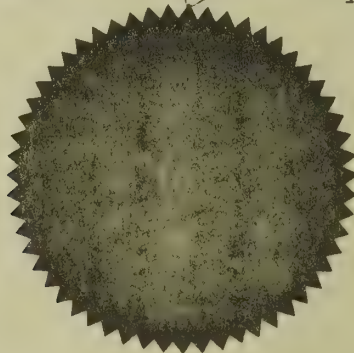
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of October, A. D., 1978.


City Clerk


Mayor



Bill No. 241

The Corporation of the City of Hamilton

BY-LAW NO. 78-275

To Amend:

By-law No. 67-298

Respecting:

Addendum No. 5 to

THE YORK STREET REDEVELOPMENT PLAN

WHEREAS pursuant to subsection 2 of section 22 of The Planning Act, the Council of a municipality which has an Official Plan may, with the approval of the Minister, by By-law, designate an area within the municipality as a redevelopment area;

AND WHEREAS The Corporation of the City of Hamilton does have an Official Plan;

AND WHEREAS on the 17th day of January, A.D. 1967, the Council of The Corporation of the City of Hamilton, with the approval of the Minister by By-law No. 67-33, did designate the area as therein described as a redevelopment area;

AND WHEREAS by subsection 5 of section 22 of The Planning Act, as it was prior to The Planning Amendment Act, 1973, the Council of a municipality, with the approval of The Ontario Municipal Board, may by By-law, adopt a redevelopment Plan for the redevelopment area designated by by-law approved and passed as aforesaid;

AND WHEREAS by subsection 7 of section 22 of The Planning Act, as it was prior to The Planning Amendment Act, 1973, the Council of a municipality, with the approval of The Ontario Municipal Board, may by by-law, amend a redevelopment plan for a redevelopment area designated by a by-law approved and passed as aforesaid;

AND WHEREAS The Ontario Municipal Board, by Order dated the 26th day of June, 1967, approved the Redevelopment Plan entitled "York Street Urban Renewal Scheme, City of Hamilton, May, 1966", as amended by Addendum dated August, 1966, and as further amended by the "Supplementary Report, York Street Urban Renewal Scheme, City of Hamilton, 1966";

AND WHEREAS on the 18th day of October, 1967, the Council of The Corporation of the City of Hamilton, by By-law No. 67-298, adopted the Redevelopment Plan as amended by Addendum dated August, 1966 and the "Supplementary Report, York Street Urban Renewal Scheme, City of Hamilton, 1966";

AND WHEREAS by subsection 7 of section 22 of The Planning Act, as amended by subsection 1 of section 5 of The Planning Act, 1973, the Council with the approval of the Minister of Housing, may, by by-law, amend a redevelopment plan for the area designated by by-law approved and passed as aforesaid;

AND WHEREAS on the 29th day of October, 1974, the Council of The Corporation of the City of Hamilton by By-law No. 74-244, adopted Addendum No. 2 to the York Street Redevelopment Plan, the said By-law having been read a first and second time on the 30th day of January, 1973;

AND WHEREAS by Order dated the 23rd day of May, 1974, The Ontario Municipal Board approved Addendum No. 2 to The York Street Redevelopment Plan adopted as aforesaid upon reference by the Minister of Housing under subsection 1 of section 44 of The Planning Act;

AND WHEREAS the Order of The Ontario Municipal Board dated the 23rd day of May, 1974, was confirmed by Order-in-Council (O.C.2482/74) dated the 25th day of September, 1974;

AND WHEREAS on the 27th day of July, 1976 the Council of The Corporation of the City of Hamilton did pass By-law No. 76-210, adopting Addendum No. 3 and By-law No. 76-234, adopting Addendum No. 4, both amending the redevelopment plan for the York Street Redevelopment Area designated by By-law No. 67-33, the Minister having given his approval to the said Addenda Numbers 3 and 4 on the 7th day of June, 1976;

AND WHEREAS it is desirable to further amend the said redevelopment plan by Addendum No. 5;

AND WHEREAS the said redevelopment plan as further amended by By-law No. 76-234 and as further amended by this By-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

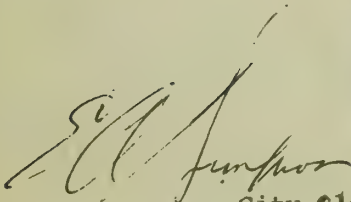
1. The Redevelopment Plan entitled "York Street Urban Renewal Scheme, City of Hamilton, May, 1966" as amended by Addendum dated August, 1966, and by "Supplementary Report, York Street Urban Renewal Scheme, City of Hamilton, 1966"

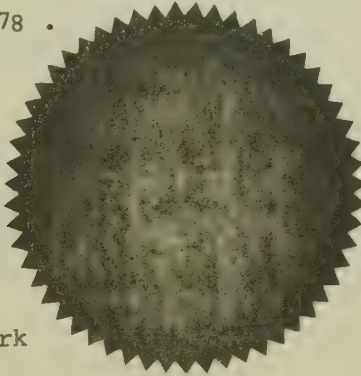
and by Addendum No. 2, and by Addendum No. 3 and amended by Addendum No. 4, is further amended by Addendum No. 5, hereto annexed as Schedule "A" and forming part of this by-law.

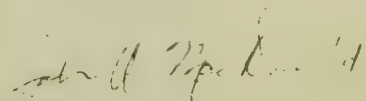
2. The Redevelopment Plan as amended, referred to in section 1, is hereby adopted as the Redevelopment Plan for the Redevelopment Area designated by By-law No. 67-33, passed on the 17th day of January, 1967.

READ A FIRST AND SECOND TIME on the 30th day of
August 1978.

READ A THIRD TIME AND FINALLY PASSED on the 31st day of
October 1978, the approval of the Minister of Housing
to Addendum No. 5 having been granted on the 29th day of
September, 1978.


City Clerk




Mayor

(1978) 23 R.P.D.C. 9, August 29
City Initiative

Schedule "A" to

ADDENDUM 5

By-law No. 78-275

YORK STREET REDEVELOPMENT PLAN

CITY OF HAMILTON

JUNE, 1978

The following Addendum No. 5 is an amendment to the York Street Redevelopment Plan adopted pursuant to Section 22 of the Planning Act, R.S.O. 1970, Chapter 349, and entitled "York Street Urban Renewal Scheme, City of Hamilton" dated May, 1966 as amended by an "Addendum" thereto dated August, 1966 by a "Supplementary Report" thereto dated November, 1966, by "Addendum No. 2, York Street Plan", dated September, 1972 by "Addendum No. 3, York Street Redevelopment Plan," and by "Addendum No. 4, York Street Redevelopment Plan", dated February, 1976.

1.

BASIS OF THIS AMENDMENT

Addenda 3 and 4 established a plan of land use for the York Street Redevelopment Area based upon the previously approved Central and Strathcona neighbourhood plans. West of Queen Street, the plan contains specific areas for commercial development. It has been demonstrated that some of these designated "Commercial" sites on the north side of York Blvd. provide inadequate lot depths to accommodate viable commercial redevelopment. Consequently, it is necessary to extend the "Commercial" designation.

It is intended that all rear lands designated "Commercial" or "Medium Density Apartments" be developed in conjunction with the lands fronting on York Boulevard. Any development of the rear lands that does not include the lands fronting on York Boulevard would be undesirable due to the fragmentation of the development site and unnecessary intrusion into the adjacent residential areas.

2.

DETAILS OF THIS AMENDMENTa) Revised Land Use Proposals

The properties municipally known as 139, 141, 143 Ray Street North; and 16 Magill Street; and 62, 64 Inchbury be redesignated from "Residential" to "Commercial".

b) Development Policies

All lands designated "Commercial" or "Medium Density Apartments" west of Queen Street are to be developed in conjunction with the lands fronting on York Boulevard. Development of the rear lands will be permitted only if they are part of an assembly of lands which contain frontage on York Boulevard.

3.

MAP REVISION

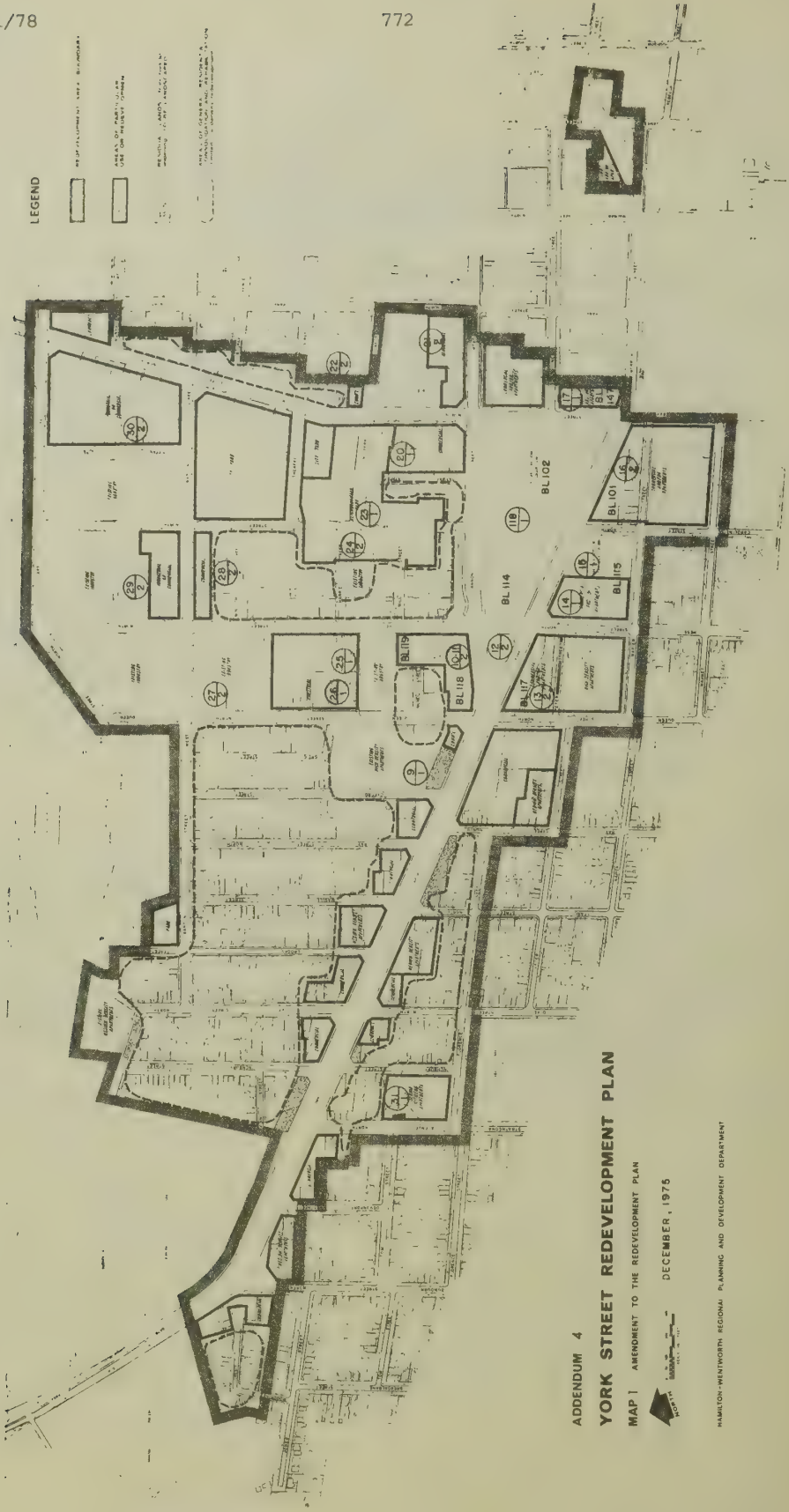
Map 1 of this Addendum sets forth the Redevelopment Plan as amended by Addenda 3 and 4.

Map 2 represents the proposed revised York Street Redevelopment Plan, incorporating the amendments detailed above.

LEGEND



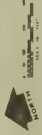
EXISTING BUILDING FOOTPRINT
EXISTING CURB CUT



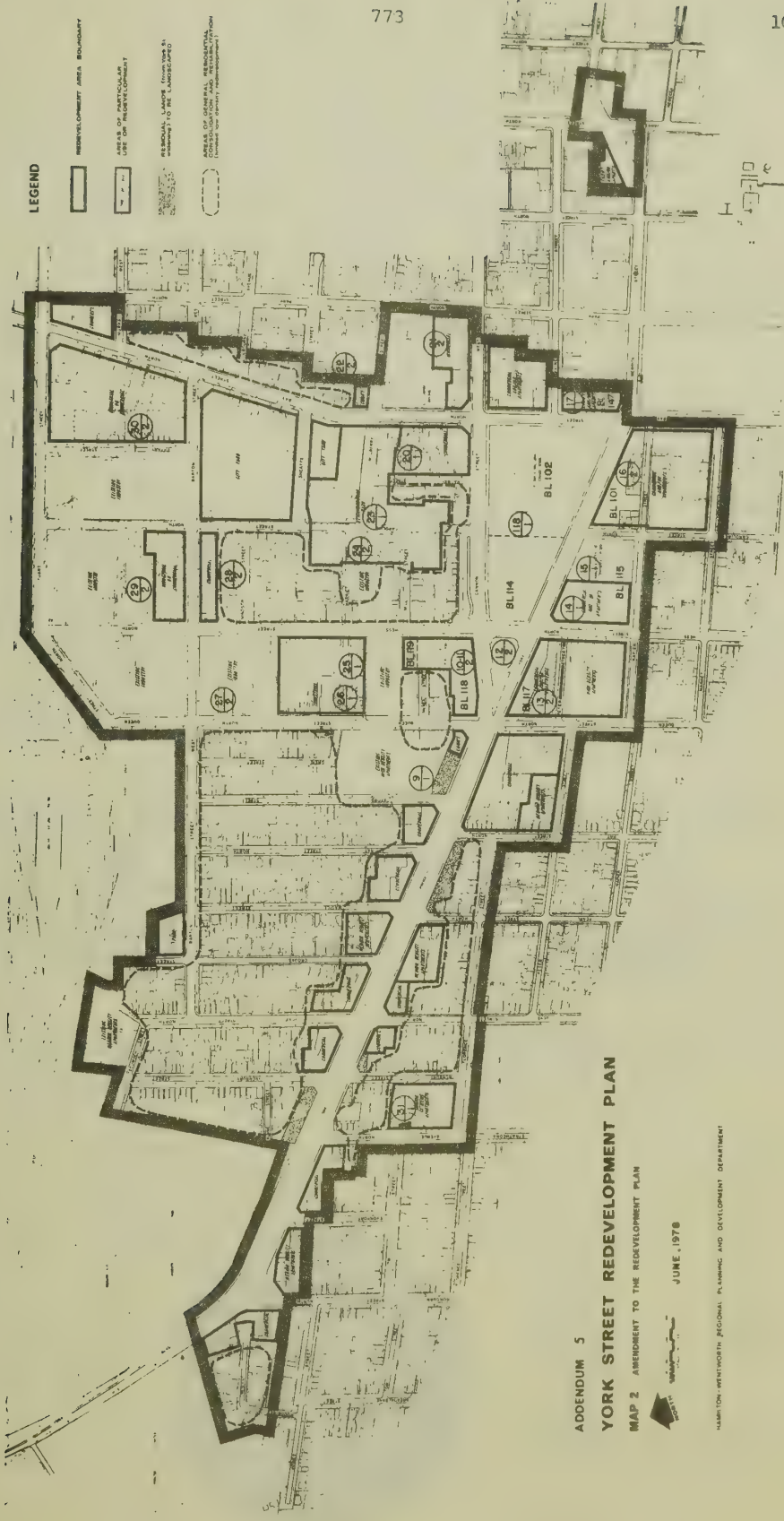
ADDENDUM 4
YORK STREET REDEVELOPMENT PLAN

MAP 1 AMENDMENT TO THE REDEVELOPMENT PLAN

DECEMBER, 1975



HAMILTON-WESTWORTH REGIONAL PLANNING AND DEVELOPMENT DEPARTMENT



LEGEND

- REDEVELOPMENT AREA BOUNDARY
- AREAS OF PARTICULAR USE OR REDEVELOPMENT
- REDEVELOPMENT (from 1961 to 1970)
- AREAS OF GENERAL REDEVELOPMENT (from 1971 to 1978)

ADDENDUM 5
YORK STREET REDEVELOPMENT PLAN
MAP 2 ADDENDUM TO THE REDEVELOPMENT PLAN

JUNE 1976

PLANNING AND DEVELOPMENT DEPARTMENT

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 276

To Amend:

Cemeteries By-law No. 8861

Respecting:

REVISED TARIFF OF CHARGES

WHEREAS By-law No. 8861, passed on the 12th day of January, 1960, in accordance with The Cemeteries Act, established a tariff of charges;

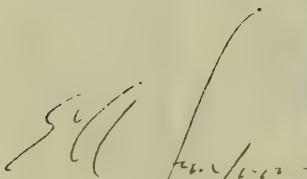
AND WHEREAS it is desirable to revise the tariff of charges.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

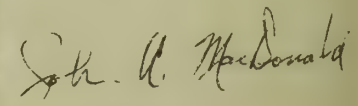
1. By-law No. 8861, passed on the 12th day of January, 1960, as amended by By-law No. 74-303, passed on the 10th day of December, 1974, By-law No. 76-187, passed on the 29th day of June, 1976, By-law No. 76-337, passed on the 14th day of December, 1976 and By-law No. 77-292, passed on the 29th day of November, 1977, is further amended by striking out Schedule "B-1977" and substituting in lieu thereof "A-1978" hereto annexed.

2. The Director of Cemeteries is authorized to make application to the Minister of Commercial and Consumer Relations, Cemeteries Branch, for approval of this by-law.

PASSED this 31st day of October 1978.


City Clerk




Mayor

SCHEDULE "A"⁷⁷⁵ - 1978"
To
BY-LAW NO. 78- 276

10/31/78

TARIFF OF CHARGES

(Cemeteries By-Law No. 8861)

	Resident and Non-Resident Realty Taxpayers	Non-Residents
I		
OPENING		
6 ft. Adult, Including dressing and device..... Lowering		
<u>Dressing</u> <u>Device</u> <u>Labour</u>		
\$14.00 \$12.00 \$114.00	140.00	165.00
8 Ft. Adult. Including dressing and device.....	189.00	213.00
6 Ft. Child, Including dressing and device..... 40" case	98.00	141.00
Including dressing only.....	86.00	129.00
Without dressing and device.....	72.00	115.00
60" case, including dressing and device.....	109.00	158.00
Including dressing only.....	97.00	146.00
Without dressing and device.....	83.00	132.00
8 Ft. Child, 40" outer case, including dressing and device.....	109.00	158.00
Including dressing only.....	97.00	146.00
Without dressing and lowering device.....	83.00	132.00
8 Ft. Child, 60" outer case, including dressing and device.....	121.00	177.00
Including dressing only.....	109.00	165.00
Without dressing or lowering device.....	95.00	151.00
CREMATION.....	47.00	67.00
TENT.....	60.00	93.00
SINGLE GRAVES IN A ROW		
6 Ft. Adult, Including dressing and device (Grave 129.00, Burial 140.00).....	269.00	
(Grave 160.00, Burial 165.00).....		325.00
8 Ft. Adult, Including dressing and device (Grave 129.00, Burial 189.00).....	318.00	
(Grave 160.00, Burial 213.00).....		373.00
CHILD 40" to 60" outer case.....	33.00	43.00
Plus opening charges		
Over 60" outer case.....	50.00	65.00
Plus opening charges		
CHILD SPECIAL - up to ONE MONTH OLD (Grave 14.00, Burial 17.00).....	31.00	
(Grave 16.00, Burial 26.00).....		42.00
WELFARE (Grave 98.00, Burial 140.00)	238.00	
VETERAN'S PLOT (Grave 129.00, Burial 140.00)	269.00	
OPENING CHARGES (New Crypts Only) MANSION OF MEMORIES (Stoney Creek Mausoleum).	116.00	137.00
NOTE: THIRTY-FIVE PER CENT OF ALL LOT SALES GO INTO PERPETUAL CARE		

I - Continued

	Resident and Non-Resident Realty <u>Taxpayers</u>	<u>Non-Residents</u>
<u>LOWERING - Opening charges are extra</u>		
ADULT		
From 6 ft. to 8 ft. - shell.....	97.00	147.00
From 6 ft. to 8 ft. - Steel vault.....	188.00	284.00
From 6 ft. to 8 ft. - Concrete vault or crypt.	226.00	339.00
CHILD		
From 6 ft. to 8 ft. - 5 to 10 years.....	67.00	100.00
From 6 ft. to 8 ft. - under 5 years.....	32.00	48.00
<u>REMOVALS</u>		
ADULT		
From one lot to another plus opening		
SHFLL.....	188.00	283.00
VAULT.....	416.00	624.00
CHILD		
From one lot to another plus opening		
SHFLL.....	68.00	105.00
VAULT.....	130.00	193.00
CREMATION.....	47.00	67.00
<u>ADDITIONAL SERVICES</u>		
Tent in Cemetery.....	60.00	93.00
Rental tent outside cemetery.....	64.00	93.00
Rental of dressing for use outside cemetery...	50.00	78.00
Rental of lowering device outside cemetery....	50.00	78.00
<u>PLANTING</u>		
Preparing ground and planting flowers per grave	14.00	
Preparing ground and planting one shrub per grave.....	17.00	
<u>NOTE:</u> Flowers and shrubs are to be provided by the family at their expense.		

II

SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE

	<u>Resident and Non-Resident Realty Taxpayers</u>	<u>Non-Residents</u>
<u>ADULT SINGLE GRAVE</u>		
Where location may not be selected, but are allotted in sequence in the row and may not be purchased in advance of need.....	129.00	160.00
DOUBLE DEPTH PRIVILEGES		
<u>CHILD SINGLE GRAVE</u>		
40" outer case.....	33.00	43.00
60" outer case.....	50.00	65.00
<u>PREFERRED SINGLE GRAVE</u>		
Where location may be selected and purchased in advance of need.....	225.00	281.00
<u>URN GARDEN</u>	76.00	93.00
<u>VETERAN'S PLOT</u> (Single Grave).....	129.00	
<u>WELFARE</u> (Single Grave).....	98.00	
<u>TWO GRAVE LOT</u>	523.00	651.00
<u>TWO GRAVE SECTION</u> - Eastlawn, Sections 15, 16 & 17 (6 ft. burials only).....	427.00	532.00
<u>THREE GRAVE LOTS</u> - Woodland.....	781.00	976.00
<u>FOUR GRAVE LOTS</u> - Woodland Sections 21, 22 & 25 and Eastlawn Section 19.....	1023.00	1300.00
<u>FOUR GRAVE LOTS</u> - Woodland Section 15.....	1890.00	2360.00
<u>MANSION OF MEMORIES</u> - Mausoleum Crypt.....	364.00	400.00
<u>CHILD SPECIAL</u>	14.00	16.00
<u>WOODEN SHELLS</u> - Surcharge.....	26.00	
<u>CRYPTS</u> - Standard.....		
Oversize.....		
Youth.....		
<u>SURCHARGE ON WOODEN SHELLS</u>		
Total charge goes into Perpetual Care Fund.		
No charge on casket only.		

NOTE: THIRTY-FIVE PER CENT OF ALL LOT SALES GOES INTO PERPETUAL CARE.

III

FOUNDATIONS AND MARKERS

	Resident and Non-Resident Realty <u>Taxpayers</u>	<u>Non-Resident</u>
For construction of foundation six feet deep for upright monument - per square inch of surface.....	.32	.49
For setting a Flat Marker (not larger than 18 inches wide, 24 inches long). Thickness 4 inches minimum and 8 inches maximum.....	39.00	60.00
D. V. A. Upright	34.00	60.00
D. V. A. Flat.....	34.00	
Bronze Vase.....	39.00	60.00
Welfare Markers - \$39.00 Plus \$13.00 into Perpetual Care.....	52.00	
Veteran's Upright Crosses.....	No charge	

PREFERRED SINGLES

ONLY a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

SINGLE GRAVES IN A ROW

A flat granite marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

URN GARDEN SECTION

Only a flat marker 12" in length, and 10" in width.

CHILDRENS SECTION

Only a flat marker 18" in length, and 14" in width.

TWO GRAVE LOT SECTION

Upright monument is allowed, maximum length of base must not exceed 3'2". Maximum width must not exceed 1'2". All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

THREE AND FOUR GRAVE LOT SECTION

Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 277

To Authorize:

An Expenditure of \$850,000.00

Respecting:

THE SANFORD AVENUE FIRE STATION

WHEREAS the Ontario Municipal Board by Order dated the 4th day of October, 1978 (File No. E781293) approved,

- (a) the construction of a fire station on Sanford Avenue at an estimated cost of \$850,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures as set out below by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation

and declared and directed that the assent of the electors of the applicant corporation shall not be required.

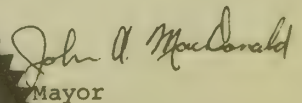
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the construction of a fire station on Sanford Avenue may now be proceeded with at an estimated cost of \$850,000.00 and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures.
2. The Regional Municipality of Hamilton-Wentworth may issue debentures in respect of the undertaking referred to in section 1 not exceeding \$530,000.00 and not to exceed the net cost of such undertaking to the applicant, for a term not to exceed twenty years.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the Order of the Ontario Municipal Board, dated the 4th day of October, 1978.

PASSED this . 31st day of October 1978.


City Clerk




Mayor

BY-LAW NO. 78 - 278
TO WIDEN GEMINI DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

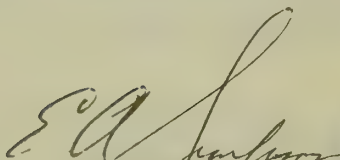
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Gemini Drive by incorporating within its limits the lands described in Schedule "A" hereto.

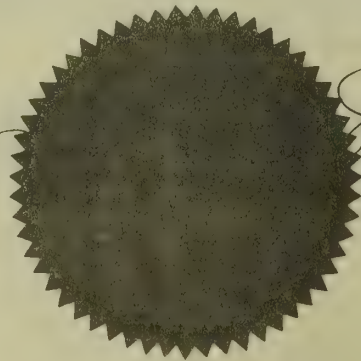
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

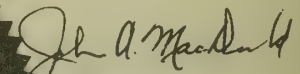
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Gemini Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 31st day of October A.D. 1978.


City Clerk




Mayor

SCHEDULE "A"

DESCRIPTION FOR BY LAW TO WIDEN GEMINI DRIVE
BY INCORPORATING PT. 1' RESERVE BLOCK 'AX' PLAN M-172

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Block 'AX' according to Gilkson Meadows Addition filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-172 and which said parcel may be more particularly described as follows:

Premising that all bearings herein are astronomic and are referred to the southern limit of Gemini Drive according to the said Gilkson Meadows Addition on a course of North 72°14'30" West.

Commencing at the north west angle of Lot 1 according to Gilkson Meadows Annex (Phase 1) filed in the said Land Registry Office as Plan M-242.

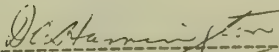
Thence North 72°14'30" West along the southern limit of Block 'AX', one hundred and seventy-three point zero feet, (173.0') more or less to the south west angle thereof.

Thence North 18°07' East along the western limit of Block 'AX' one point zero feet (1.0') more or less to the north west angle thereof.

Thence South 72°14'30" East along the northern limit of Block 'AX', being also the southern limit of Gemini Drive, one hundred and seventy-three point zero feet (173.0').

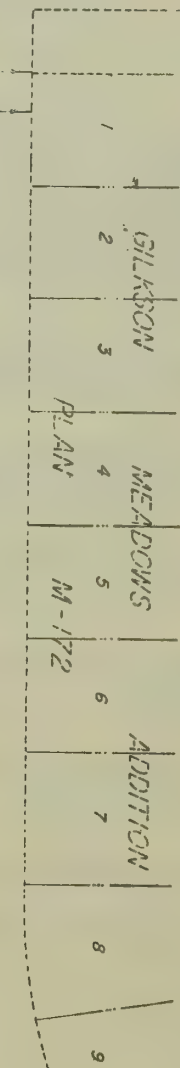
Thence South 18°07' West one point zero feet (1.0') more or less to the point of commencement.

The above described parcel being shown in heavy outline on Plan N.S. 2315 Surveys hereto attached.



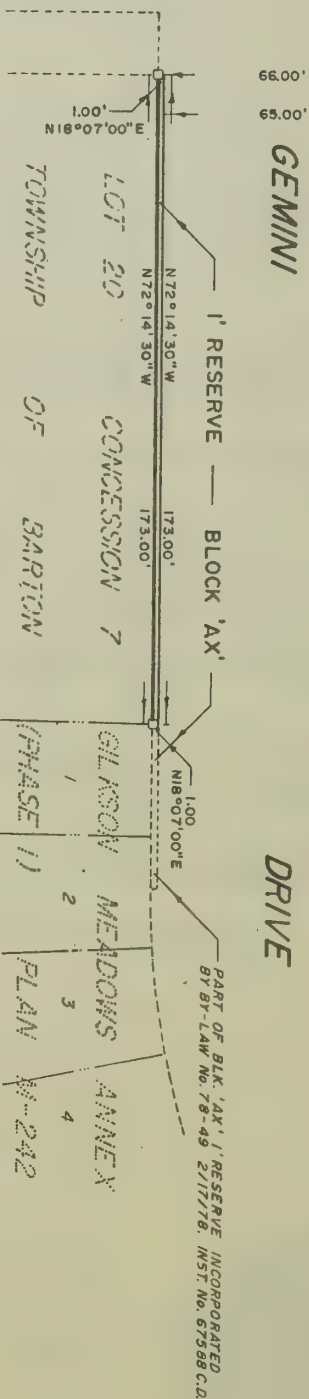
D.A. Harrington
Ontario Land Surveyor

Department of Engineering
18 October 1978
DAH:sr



SKETCH TO ILLUSTRATE DESCRIPTION OF
PART OF BLOCK 'AX'-1' RESERVE
GILKISON MEADOWS ADDITION
PLAN M-172
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1"=40'

UPPER PARADISE ROAD



NOTE
BEARINGS SHOWN HEREON ARE ASTRONOMIC REFERRED TO THE
SOUTHERN LIMIT OF GEMINI DRIVE ON A COURSE OF N72°14'30"W
AS SHOWN ON PLAN M-172.

CITY OF HAMILTON			
DEPARTMENT OF ENGINEERING - LAND SURVEYS			
GEMINI DRIVE - INCORPORATING PART OF BLOCK 'AX'-1' RESERVE INTO THE STREET.			
SURVEY BY COMP.	FIELD BOOK	FILE NO.	DATE
DRAWN BY RICK	REF. DWG'S P-1114 P-1163	839-0001	A SEPT. 1978.
APPROVED		CITY SURVEYOR	CHECKED BY H.S.
CITY ENGINEER		O.L.S.	
PLAN No. NS-2345 SURVEYS			

BY-LAW NO. 78 - 279
TO EXTEND ENOLA AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

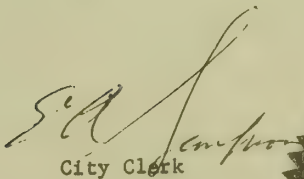
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Enola Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

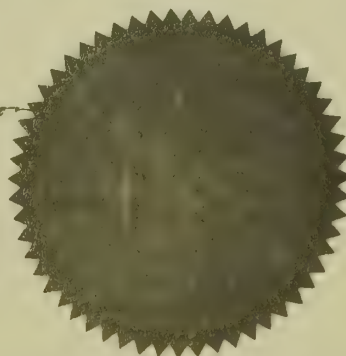
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

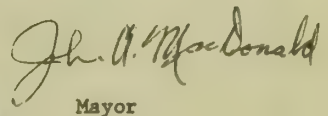
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Enola Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 31st day of October A.D. 1978.


City Clerk




Mayor

SCHEDULE "A"

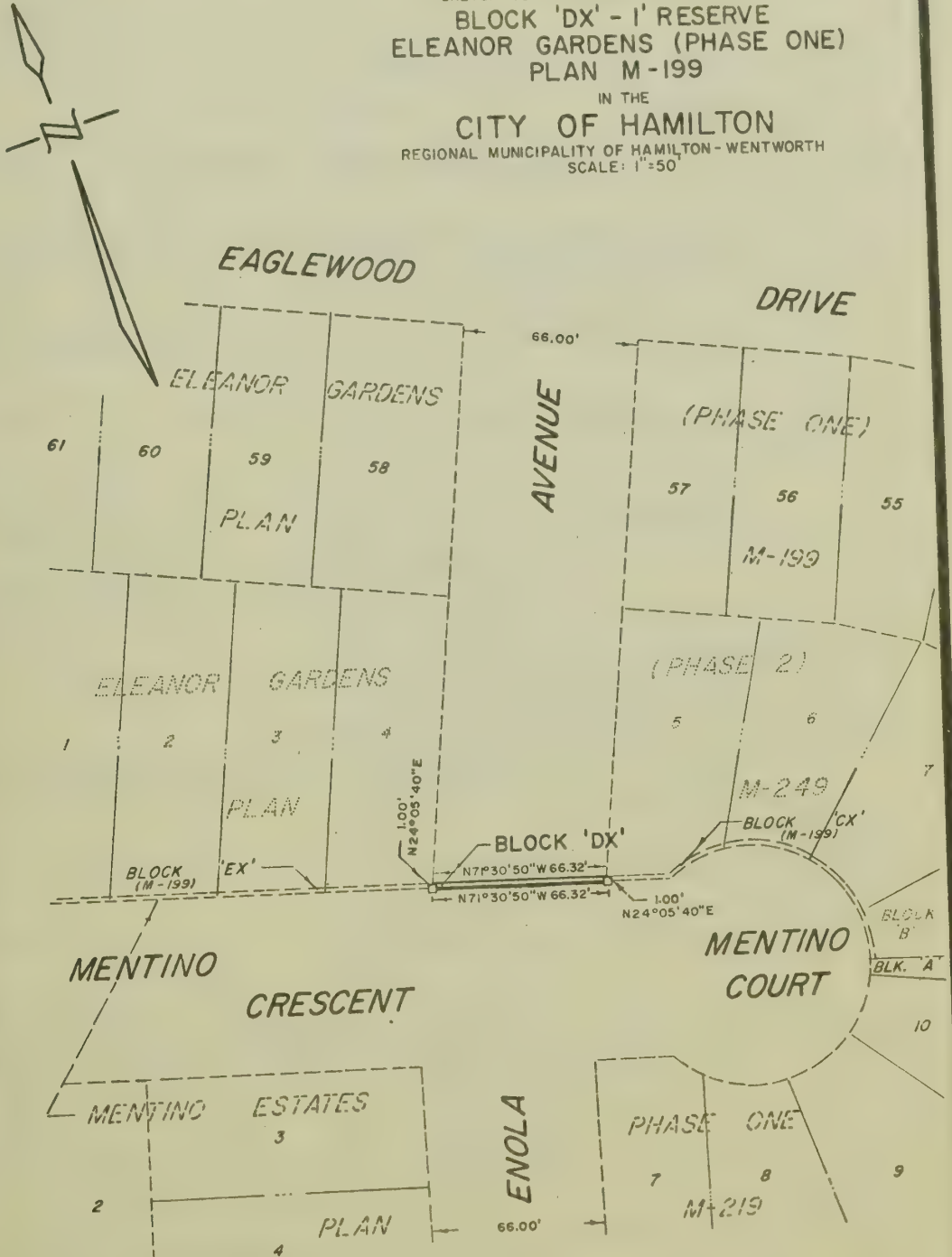
ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block "DX" according to Eleanor Gardens (Phase 1) filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-199.

The above described parcel being shown in heavy outline on Plan N.S. 2314 Surveys hereto attached.

FORM S.P. 8

SKETCH TO ILLUSTRATE DESCRIPTION OF
BLOCK 'DX' - I' RESERVE
ELEANOR GARDENS (PHASE ONE)
PLAN M-199

IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH
SCALE: 1"=50'



NOTE

BEARINGS SHOWN HEREON ARE ASTRONOMIC REFERRED TO THE EASTERN LIMIT OF ENOLA AVENUE ON A COURSE OF N24°05'40"E AS SHOWN ON PLAN M-199.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

ENOLA AVENUE - INCORPORATING BLOCK 'DX' I' RESERVE INTO THE STREET.

SURVEY BY	COMP.	FIELD BOOK	FILE No.	839-0001	DATE	SEPT. 1978
DRAWN BY	RICK	REF. DWG'S	P-1317 P-1202 P-1248	CHECKED BY	H.S.	

CITY SURVEYOR

O.L.S.

PLAN No. NS-2814 SURVEYS

APPROVED

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 280

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT NOS. 32 AND 34 DEVONPORT STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-11 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the lands referred to in section 1 are amended, notwithstanding the provisions of section 14, of By-law No. 6593, to the extent only of the following restrictions as special requirements:

1. The land shall be subject to section 19C of By-law No. 6593.
2. No side yards shall be required except as provided in this section.
3. Except as provided in paragraph 4, there shall be provided and maintained a yard adjacent to York Street unobstructed for a height of not less than ten feet above grade level of not less than ten feet in depth for all portions of buildings and structures that are at grade level as prescribed and illustrated in schedule "B" as Feature 1.
4. There may be provided within the yard referred to in paragraph 2, structures for support of a canopy, free standing signs, art work and displays.
5. There shall be provided and maintained for the length of the property adjacent to York Street a protective structure in the form of a canopy or building overhang extending to within three inches of the property line of a minimum width of ten feet at a height of not less than ten feet above grade and not more than thirty feet above grade as prescribed and illustrated in schedule "B" as Feature 2.

2. 6. No building or structure situated within twenty feet of the property line adjacent to York Street shall be greater in height than the level described by the oblique line beginning at a point thirty feet above the property line adjacent to York Street and extending upwards at an angle of 45° as prescribed and illustrated in schedule "B" as Feature 3.
7. Except as provided in paragraph 8, there shall be provided and maintained a yard adjacent to York Street of not less than nineteen feet and not more than twenty-one feet in depth adjacent to York Street for all portions of buildings and structures that are greater than fifty feet in height as prescribed and illustrated in schedule "B" as Feature 4.
8. There may be provided and maintained in the required yard adjacent to York Street, encroachments of the facade of a building or structure in accordance with section 18 (3)(vi) of By-law No. 6593.
9. No building or structure shall exceed eight stories or eighty-five feet in height as prescribed and illustrated in schedule "B" as Feature 5.
10. No building or structure situated within one hundred feet of the property line adjacent to York Street shall be greater in height than the level described by the oblique line beginning at a point eighty-five feet in height and one hundred feet from York Street and extending downwards at an angle of 45° to a point one hundred and seventy feet from York Street as prescribed and illustrated in schedule "B" as Feature 6.
11. No building or structure more than one hundred and seventy feet from the property line adjacent to York Street shall be greater than fifteen feet in height as prescribed and illustrated in schedule "B" as Feature 7.
12. The gross floor area of a building or structure shall not exceed two times the area of the lot on which it is situate.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "H" District provisions,

subject to the special requirements referred to in section 2.

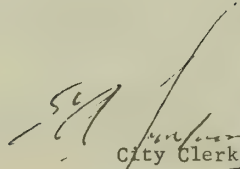
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-608".

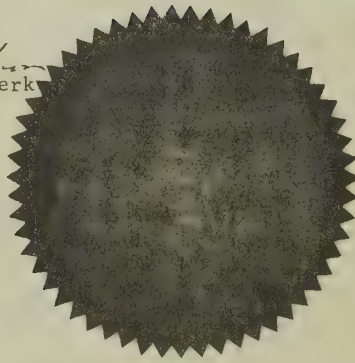
5. Sheet No. W-11 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-608".

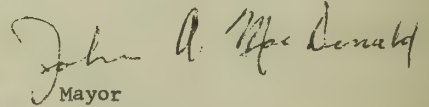
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

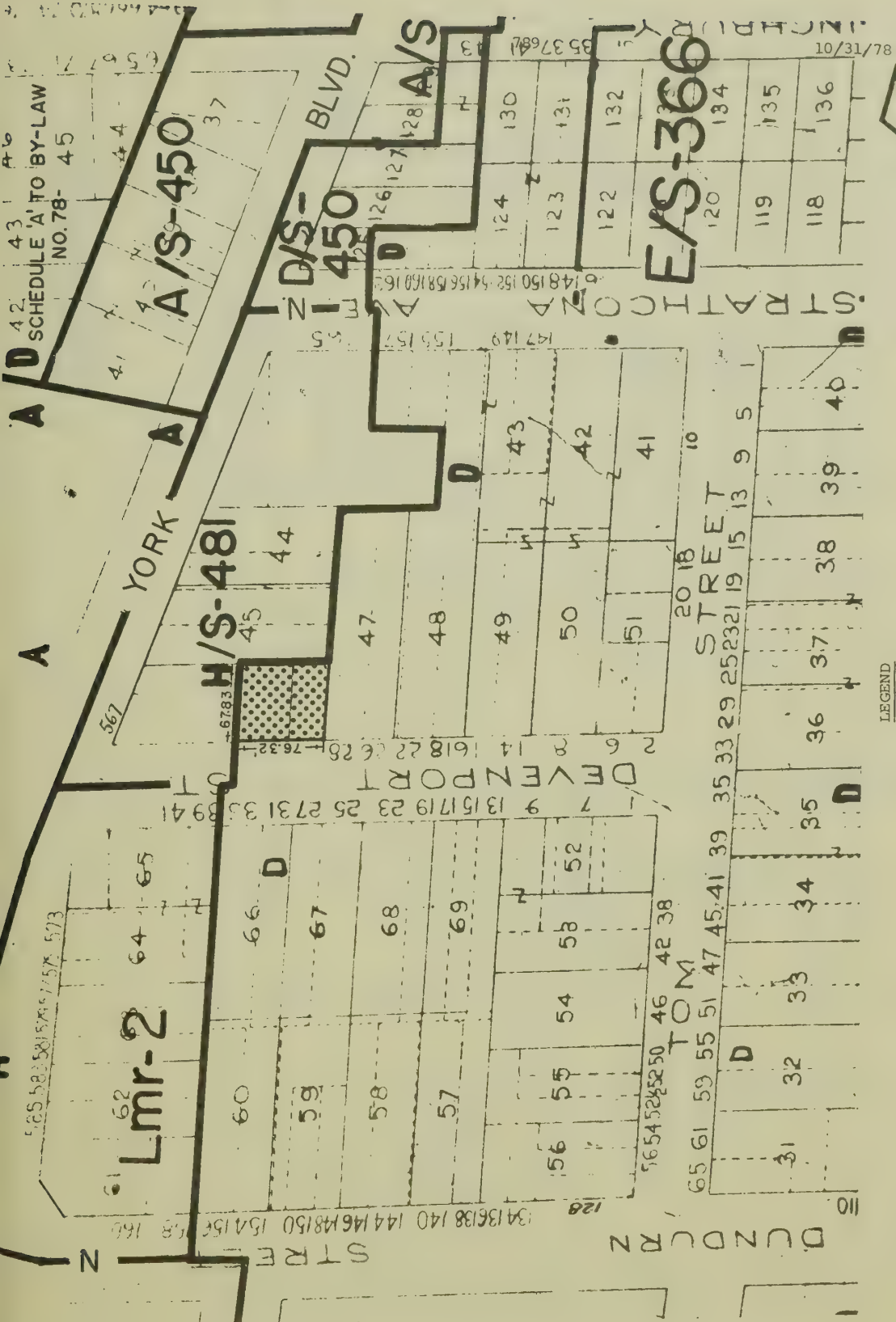
PASSED this 31st day of October 1978.


City Clerk




Mayor

(1978) 28 R.P.D.C. 4, September 26
City Initiative 78-P



LEGEND

Lands on Part of Sheet No. W-11 of The Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District.



Scale: 1"=100'

Bill No. 281

This is Schedule "A" to By-law No. 78-280 passed the 31st day of October, 1978

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 281

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE SOUTH SIDE OF STONE CHURCH
ROAD AND EAST OF UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variance as a special requirement:

- 1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

- (a) the "D" District provisions,
subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-605".

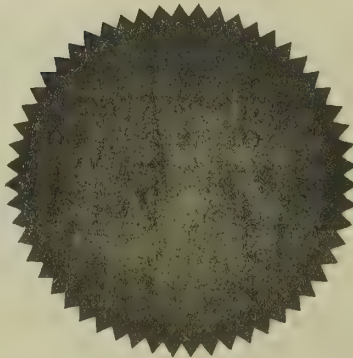
5. Sheet No. E-49C of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-605".

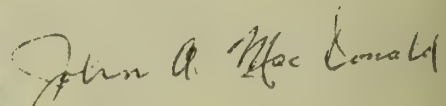
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 31st day of October 1978.


City Clerk




Mayor

(1978) 28 R.P.D.C. 1, September 26
Garry Construction Company Limited, owner
ZA 78-41

C

SCHEDULE 'A' TO BY-LAW NO. 78

RT-10/S
-417

AVE.

STONE CHURCH RD. E.

Mr-1/S-401

H/S-365

DE-3/
S-389

C/S-281

D/S-281

C/S-281

DRIVE

CAPRI

ANNA

RITA CT

BLOCK
A

AA

C

UPPER

10/31/78

LEGEND



Scale: 1"=100'

Lands on Part of Sheet No. E-49C of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.



Bill No. 282

This is Schedule "A" to By-law No. 78-281 passed the 31st day of October, 1978.

THE CORPORATION OF THE CITY OF HAMILTON

J.27

City Clerk

[Signature]

John A. MacDonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 282

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE NORTH SIDE OF MACAULEY STREET
BETWEEN JAMES STREET AND HUGHSON STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-2 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the lands referred to in section 1 and comprised in Block 2, the extent and boundaries of which are shown on schedule "A", are amended to the extent only of the following variances as special requirements:

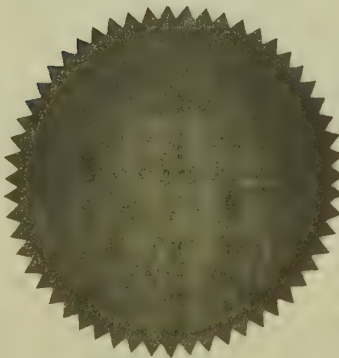
- 1. Section 10(3) of By-law No. 6593 shall not apply to existing dwellings.
- 2. Notwithstanding sections 4(3)(b) and 10(4) of By-law No. 6593, the minimum lot area for an existing dwelling shall be 1,050 square feet and the minimum lot width shall be 12.6 feet.
- 3. Notwithstanding section 10(3)(i) of By-law No. 6593, the minimum front yard depth for a single family dwelling shall be 17 feet.

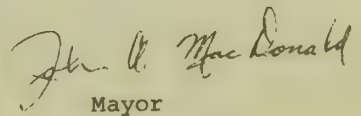
10/31/78

4. Notwithstanding section 10(4)(i) of By-law No. 6593, the minimum lot area for a single family dwelling shall be 3,300 square feet.
5. Notwithstanding section 10(4)(ii) of By-law No. 6593, the minimum area for a two-family dwelling shall be 5,200 square feet.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,
 - (a) the "D" District provisions,subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-607".
5. Sheet No. E-2 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, "S-607".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 31st day of October, 1978.


City Clerk




Mayor

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

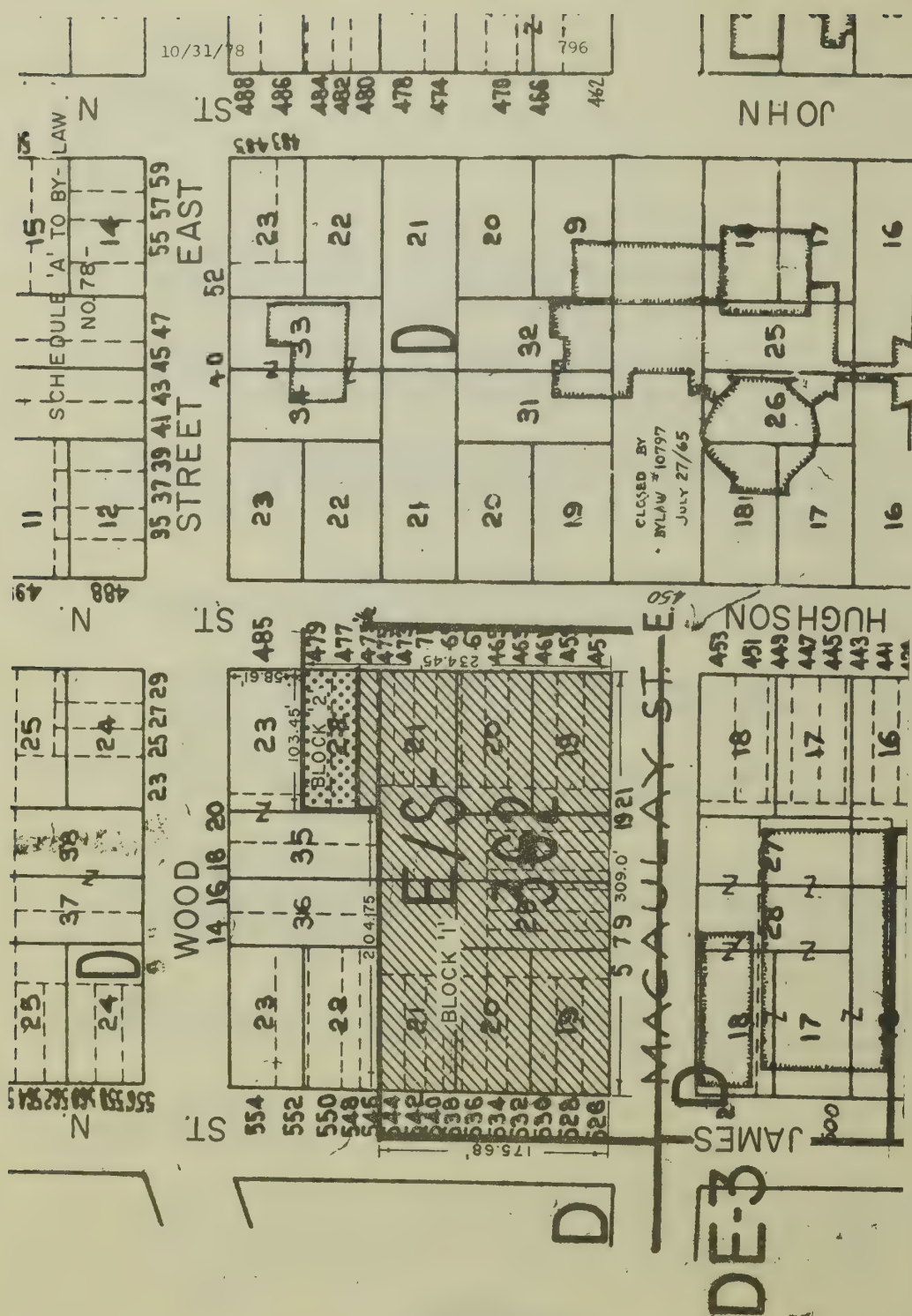
Mayor

283

Lands on Part of Sheet No. E-2 of The Zoning District Maps to be re-zoned from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

Lands to be regulated by By-law No. 78-

Scale: 1"=100'



BY-LAW NO. 78 - 283

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 24 (Parking Meters) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended;-

(a) by deleting from Section 6(a) (One Hour Limit) the following item, namely:-

"Barnesdale West Barton to 95 ft. north".

(b) by deleting from Section 4(c) (Half Hour Limit) the following item, namely:-

"King William North From 130 ft. west of Ferguson to Ferguson".

2. Schedule 25 (Parking Time Limits) is hereby amended by deleting from Section 7 (Three Hour Limit) the following item, namely:-

"Ashley East Wilson to Cannon",

and by adding thereto the following item, namely:-

"Ashley West Wilson to Cannon".

3. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Grandville	Both	Violet to Delawana
Jerome	East	Delawana to 610 ft. south
Jackson	North	Catharine to 150 ft. east
Jackson	North	From 222 ft. east of Catharine to 57 ft. east
Barnesdale	East	Barton to 195 ft. north
Barnesdale	West	95 ft. north of Barton to 100 ft. northerly
King William	North	Mary to 263 ft. easterly
King William	North	From 348 ft. east of Mary to 110 ft. easterly",

and by adding thereto the following items, namely:-

"Ashley	East	Wilson to Cannon
Jackson	North	Catharine to 300 ft. east
Barnesdale	Both	Barton to 116 ft. north
Burford	East, north and west	End to End
King William	North	Mary to Ferguson
Delawana	North	From 200 ft. east of Centennial to 254 ft. easterly".

4. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

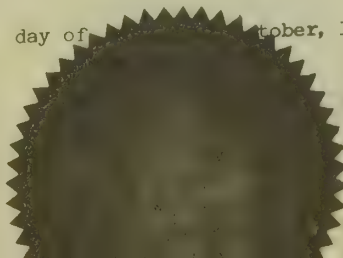
"Ashley East West",
King to Cannon

and by adding thereto the following item, namely:-

"Ashley East West".
King to Wilson

PASSED this 31st day of October, 1978 A.D.

[Signature]
CITY CLERK



[Signature]
MAYOR

BY-LAW NO. 78 - 284

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by deleting therefrom the following items, namely:-

"Eastville	Southbound	Armstrong
Eastville	Northbound	Armstrong",

and by adding thereto the following items, namely:-

"Eastvale	Southbound	Armstrong
Eastvale	Northbound	Armstrong
Sussex	Eastbound	Bowman
Sanford	Northbound and Southbound	Cumberland
Delawana	Eastbound and Westbound	Grandville
Graham	Northbound	Roxborough
Houghton	Northbound	Roxborough
Wexford	Northbound	Roxborough
Huxley	Northbound	Roxborough
Tuxedo	Northbound	Roxborough".

2. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

"Eastvale	Southbound	Armstrong
Eastvale	Northbound	Glen Grove".

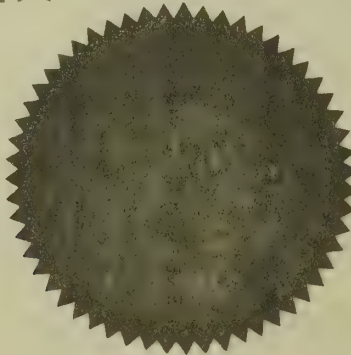
3. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Cline	East	From King to 106 ft. north".
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PASSED this 31st day of October , 1978, A.D.

E.A. Simpson
City Clerk

John A. MacDonald
Mayor



Bill No. 286

The Corporation of the City of Hamilton

BY-LAW NO. 78-285

To Expropriate Land for Roadway Purposes

As paragraph one of Section 336 of The Municipal Act, R.S.O. 1970, Chapter 284 empowers the Council of The Corporation of the City of Hamilton to expropriate lands for municipal purposes;

And as pursuant to The Expropriations Act, R.S.O. 1970, Chapter 154, The Corporation of the City of Hamilton as an expropriating authority did apply to the Council of The Corporation of the City of Hamilton, the approving authority, for approval to expropriate the lands described in Schedule A attached hereto for roadway purposes;

And as Notice of the said Application for Approval to Expropriate has been served upon each registered owner of the hereinafter described land and has been published in the newspaper pursuant to the said Expropriations Act;

And as an Inquiry Hearing requested by the said registered owners was held;

And as the Inquiry Officer's Report was received and considered by the Council of The Corporation of the City of Hamilton at its meeting of October 10, 1978;

And as the Council, in adopting Item 30 of the 46 Report of Board of Control gave its approval to the said application of The Corporation of the City of Hamilton to proceed (for reasons set out in the said Item) with the proposed expropriation;

And as the said decision and reasons of City Council have been served upon the parties to the Inquiry Hearing in accordance with the Expropriations Act;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. As expropriating authority, that The Corporation of the City of Hamilton does hereby expropriate the lands described in Schedule A for roadway purposes;
2. That the Mayor, the City Clerk and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this by-law and this authority shall include the taking of all necessary proceedings to enter and take possession of the lands hereby expropriated.

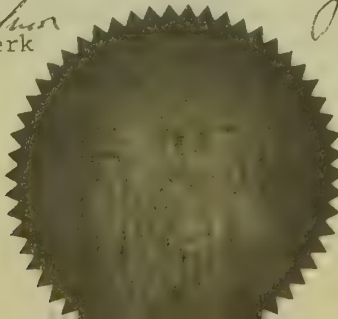
PASSED this 31st day of

October

A.D. 1978.

E.A. Simpson
City Clerk

John A. Mac Donald
Mayor



SCHEDULE "A"

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 3 Concession 6 Township of Barton and which said parcel may be more particularly described as follows:-

Premising that all bearings herein are astronomic and are derived from the western limit of Kingsberry Estates (Phase 1) filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-185, on a course of North $17^{\circ}25'$ East.

Commencing at the south west angle of Lot 41 according to the said Kingsberry Estates (Phase 1).

Thence North $72^{\circ}58'50''$ West, One hundred and twenty-one point zero (121.0') feet.

Thence South $17^{\circ}25'$ West, Sixty-six point zero (66.0') feet.

Thence South $72^{\circ}58'50''$ East, Ninety-four point zero (94.0') feet.

Thence South $17^{\circ}25'$ West, Two hundred and eight point nine four (208.94') feet to the beginning of a curve to the right having a radius of Sixty-eight point two two (68.22') feet.

Thence south westerly along the arc of the said curve, Forty-seven point nine two (47.92') feet to the end of the curve, the chord of the said arc having a length of Forty-six point nine four (46.94') feet and a bearing of South $37^{\circ}32'30''$ West.

Thence South $57^{\circ}40'$ West tangent to the said curve One Hundred and two point zero eight (102.08') feet to the beginning of a curve to the left having a radius of Forty-five point zero (45.0') feet.

Thence westerly along the arc of the last mentioned curve Eleven point nine five (11.95') feet, the chord of the said arc having a length of Eleven point nine two (11.92') feet and abearing of North $76^{\circ}47'50''$ West.

Thence South $17^{\circ}25'$ West, Eighty-eight point zero eight (88.08') feet to a point in a curve to the left having a radius of Forty-five point zero (45.0').

Thence easterly and northerly along the arc of the said curve Ninety point one zero (90.10') feet to the end of the curve, the chord of the said arc having a length of Seventy-Five point seven nine (75.79') feet and a bearing of North $61^{\circ}54'20''$ East.

Thence North $57^{\circ}40'$ East, One hundred and five point zero eight (105.08') feet.

Thence North $17^{\circ}25'$ East, Three hundred and fifty-one point eight three (351.83') feet more or less to the point of commencement.

BY-LAW NO. 78- 286

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31ST DAY OF OCTOBER A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

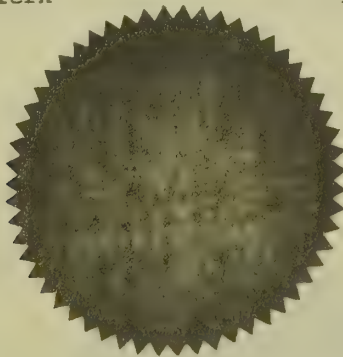
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of October A. D., 1978.

E.A. Simpson
City Clerk

John A. MacDonald
Mayor



BY-LAW NO. 78 - 287

TO LEASE A PORTION OF KENORA AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970 Chapter 284 to lease any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton by passing By-law No. 77-293 on the 29th day of November, 1977, stopped-up the part of the highway described herein and the said by-law was duly registered in the Land Registry Office for the Registry Division of Wentworth as Instrument No. 73746 C.D.

AND WHEREAS it is deemed expedient to lease a portion of the highway described herein.

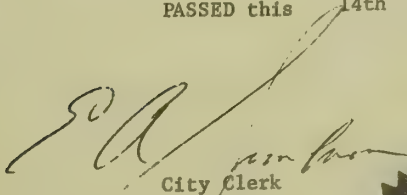
AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

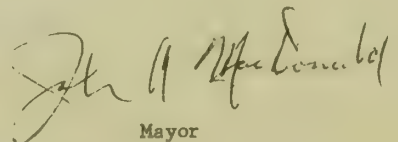
AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Board of Control, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

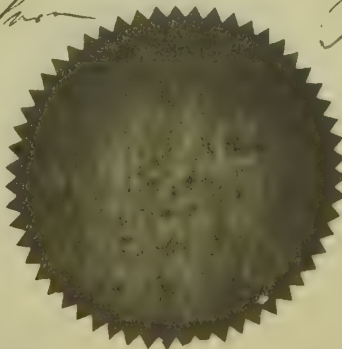
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Foodcorp Limited may lease the portion of highway described in Schedule "A" for a period of 5 years at a rental of \$6,750.00 per annum and upon such other terms and conditions as may be imposed by Council.

PASSED this 14th day of November A.D. 1978


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of parts of Kenora Avenue (now closed by City of Hamilton By-law No. 77-293 dated November 29th, 1977, and registered in the Land Registry Office for the Registry Division of Wentworth as Instrument No. 73746 C.D.), being formerly part of Lots 27 and 28 Concession 2 Township of Saltfleet and which said parcels may be more particularly described as all of Part 2 (being part of Lot 27) and all of Part 3 (being part of Lot 28) according to a Reference Plan received and deposited in the said Land Registry Office on September 9th, 1977, as Plan 62R-3773.

The Corporation of the City of Hamilton

BY-LAW NO. 78- 288

To Repeal:

By-laws Nos. 77-110, 77-252 and 78-20

Respecting:

LAND LOCATED AT MUNICIPAL NO. 70 SANFORD AVENUE NORTH

WHEREAS By-law No. 77-110, passed on the 26th day of April, 1977, as amended by By-law No. 77-252, passed on the 11th day of October, 1977 and By-law No. 78-20, passed on the 31st day of January, 1978 provided for the prohibition of certain uses otherwise allowed by the "J" (Light and Limited Heavy Industry, etc.) District;

AND WHEREAS the Ontario Municipal Board in its Oral Decision rendered on October 17, 1978 (File No. R 773212) agreed with the submissions made by the City and by the owner of the land located at No. 70 Sanford Avenue North, who was the only objector to the aforesaid by-laws, that the by-laws are to be repealed and replaced by a separate by-law prohibiting the uses in clauses (xii), (xiii), (xvii), (xx) and (xxiv) of subsection 1 of section 16 of By-law No. 6593, but permitting the existing industrial uses;

AND WHEREAS the Ontario Municipal Board further decided that the repealing by-law is not required to be submitted to the Ontario Municipal Board for approval;

AND WHEREAS it is intended to repeal By-law No. 77-110, as amended by By-laws Nos. 77-252 and 78-20 and to replace it by a separate by-law in accordance with the Ontario Municipal Board decision;

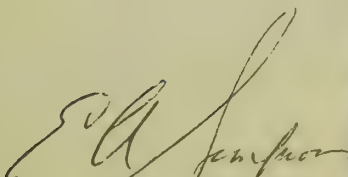
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

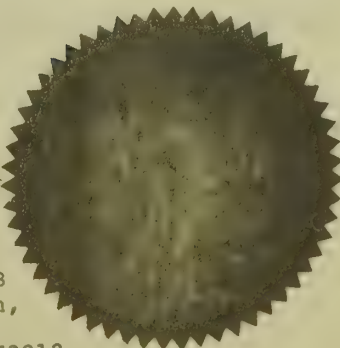
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

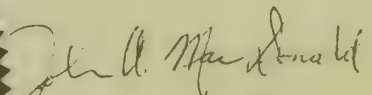
1. The following by-laws are repealed:

1. By-law No. 77-110;
2. By-law No. 77-252; and
3. By-law No. 78-20.

PASSED this 14th day of November 1978.


City Clerk




Mayor

City Initiative 77-B
O.M.B. Oral Decision,
October 17, 1978
O.M.B. File No. R 773212
Legal File No. 40-5.1212

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 289

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 70 SANFORD AVENUE NORTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "J" District provisions of By-law No. 6593, passed on the 25th day of July, 1950, applicable to the lands the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Except as provided in paragraph 2 of this section, no uses in clauses (xii), (xiii), (xvii), (xx) and (xxiv) of subsection 1 of section 16 of By-law No. 6593 shall be permitted.
2. The industrial uses existing on the day of the passing of this by-law shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

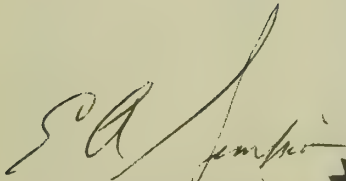
(a) the "J" District provisions,

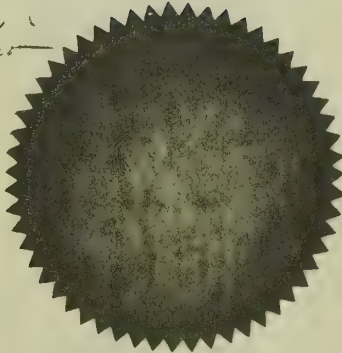
subject to the special requirements referred to in section 1.

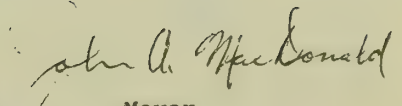
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-516".

4. Sheet No. E-22 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-516".

PASSED this 14th day of November 1978.

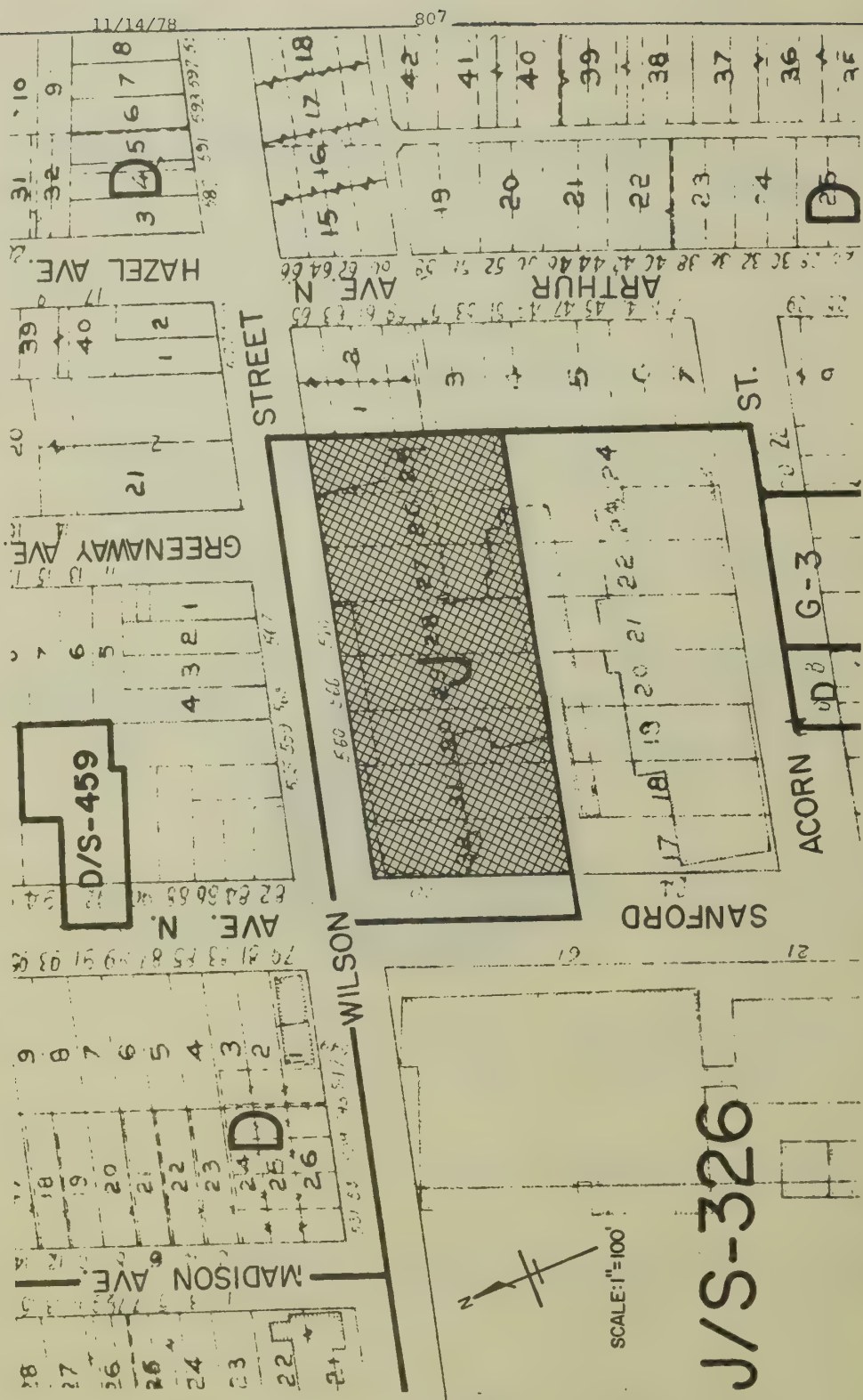

City Clerk




Mayor

(1977) 7 R.P.D.C. 3, March 8
City Initiative 77-B
O.M.B. Oral Decision, October 17, 1978
O.M.B. File No. R 773212
Legal File No. 40-5.1212

Schedule 'A' to By-law No 78-



LEGEND

Lands on part of Sheet No. E-22 of the Zoning District Maps to be regulated by by-law No. 78-

This is Schedule "A" to By-law No. 78- 289 passed the 14th day of November, 1978

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BY-LAW NO. 78 - 290

TO AMEND BY-LAW NO. 66-100 TO REGULATE TRAFFIC

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding thereto the following item, namely:-

"Britten Close	Eastbound	Britten Close (northbound-southbound alignment)".
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2. Schedule 15 (Designated Traffic Lanes) is hereby amended by adding thereto the following items, namely:-

"Hess	100 ft. south of Main and Main	East	Anytime	Northerly to easterly
Hess	100 ft. south of Main and Main	2nd lane from east curb	Anytime	Northerly and northerly to easterly".

PASSED this 14th day of November, 1978 A.D.

E.A. Simpson
City Clerk

John A. McDonald
Mayor



BY-LAW NO. 78 - 291

TO AMEND BY-LAW NO. 66-100 TO REGULATE TRAFFIC

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 24 (Parking Meter Locations) of By-law No. 66-100 To Regulate Traffic passed on the 26th day of March, 1966 is hereby further amended by adding to Section 2 (Two Hour Limit) (at 20 cents per hour) the following item, namely:-

"MacNab West 1st and 2nd meters south of Cannon".

2. Schedule 25 (Parking Time Limits) is hereby amended by adding to Section 8 (Two Hour Limit) the following item, namely:-

"Bond East From 30 ft. south of King to 55 ft. southerly".

3. Schedule 26 (No Parking Areas) is hereby amended;

(a) by adding to Section A (No Parking Anytime) the following items, namely:-

"Ruth	East	From 30 ft. north of Barton to 25 ft. northerly
Frid	West	From the south curb line of Main to 76 ft. southerly
Charlton	North	Queen to Locke".

(b) by deleting from Section C (No Parking 7:00 AM - 6:00 PM) the following item, namely:-

"Bond East King to 230 ft. south",

and by adding thereto the following item, namely:-

"Bond East From 85 ft. south of King to 230 ft. south of King".

4. Schedule 26A (No Parking Areas) is hereby amended;

(a) by adding to Section A (No Parking 7:00 AM-6:00 PM) the following item, namely:-

"Catharine East From 266 ft. south of Barton to 100 ft. southerly".

(b) by adding to Section C (No Parking 8:30 AM-5:00 PM) the following item, namely:-

"Gibson West From northerly end to 68 ft. south".

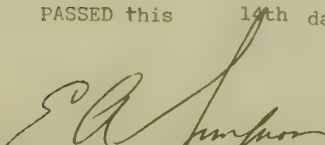
5. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

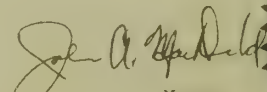
"Charlton Ave. South North",
Queen to westerly end

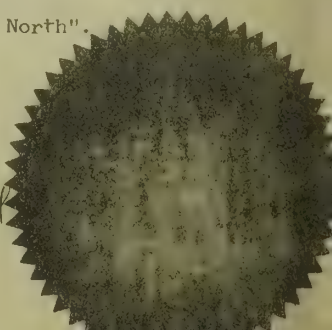
and by adding thereto the following item, namely:-

"Charlton Ave. South North".
Locke to westerly end

PASSED this 14th day of November, A.D. 1978.


City Clerk


Mayor



BY-LAW NO. 78- 292

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14TH DAY OF NOVEMBER A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

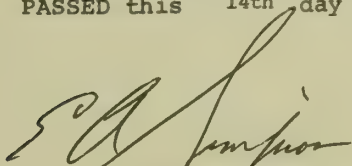
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

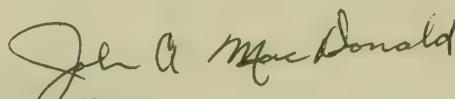
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

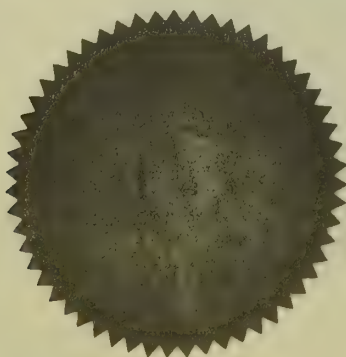
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 14th day of November A. D., 1978.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 293

To Amend:

THE BUILDING CODE BY-LAW NO. 76-119

WHEREAS The Building Code By-law No. 76-119, passed on the 27th day of April, 1976, pursuant to subsection 2 of section 5 of The Building Code Act, 1974, provides for a schedule of fees to be paid for permits;

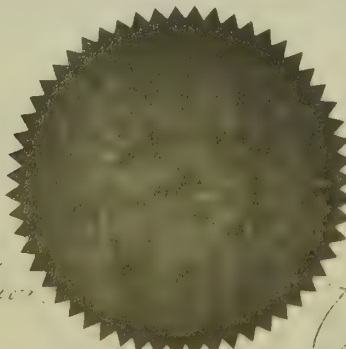
AND WHEREAS it is desirable to increase the fees payable for a permit for the construction of one and two family dwelling buildings from \$125.00 for each dwelling unit to \$150.00 for each dwelling unit.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of column 2 of schedule "A" of By-law No. 76-119 is amended by striking out "\$125.00" in the first line and inserting in lieu thereof "\$150.00".

2. This By-law comes into force on the 1st day of January, 1979.

PASSED this 28th day of November 1978.



[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 294

To Authorize:

Cancellation of Licence of Occupation Fees

Respecting:

LAKELAND BEACH SWIMMING POOL

WHEREAS The City of Hamilton Act, 1978 authorized the Council of The Corporation of the City of Hamilton to pass by-laws to cancel licence of occupation fees by Lakeland Beach Swimming Pools Limited;

AND WHEREAS it is desirable to cancel the licence of occupation fees.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

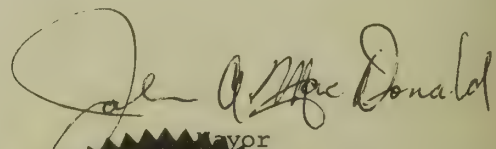
1. The licence of occupation fees payable by Lakeland Beach Swimming Pools Limited to The Corporation of the City of Hamilton, under Licence of Occupation dated the 1st day of February, 1961, are hereby cancelled,

- (a) for part of the year 1974, and for the years 1975 to 1977 inclusive, not exceeding \$20,500.00; and
- (b) for the year 1978 in the amount of \$6,000.00.

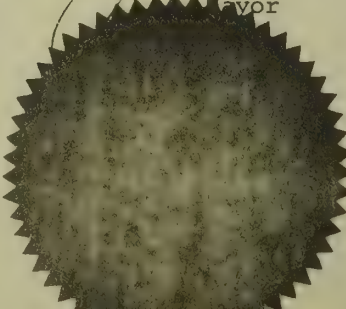
2. The City Treasurer is authorized and directed to do all such things as may be necessary to give effect to this by-law.

PASSED this 28th day of November 1978.


City Clerk


Mayor

(1977) 47 R.B.C. 16, October 25
The City of Hamilton Act, 1978



The Corporation of the City of Hamilton

BY-LAW NO. 78 -295

To Amend:

By-law No. 75-55

Respecting:

FEES FOR ZONING VERIFICATION CERTIFICATES AND REPORTS

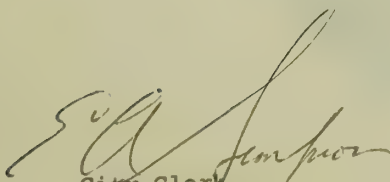
WHEREAS By-law No. 75-55, passed on the 25th day of February, 1975, enacted in accordance with paragraph 24 of subsection 1 of section 38 of The Planning Act, provides (inter alia) for the fixing of fees for zoning verification certificates;

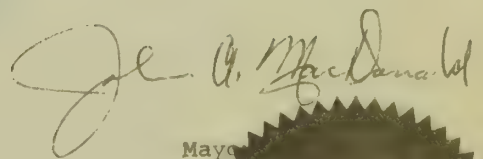
AND WHEREAS it is desirable to increase the fees for zoning verification certificates for one and two family residential occupancies and for Reports respecting work in progress and Reports respecting compliance with the Building By-law or the Zoning By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph E of Schedule "A" to Schedule "B-1975" of By-law No. 75-55, as amended by section 2 of By-law No. 75-319, passed on the 9th day of December, 1975, is amended by striking out "\$5.00" in the sixth line and inserting in lieu thereof "\$10.00".
2. Paragraph F of Schedule "A" to Schedule "B-1975" of By-law No. 75-55 is amended by striking out "\$10.00" in the fifth line and substituting in lieu thereof "\$15.00".
3. Paragraph I of Schedule "A" to Schedule "B-1975" of By-law No. 75-55 is amended by striking out "\$10.00" in the fourth line and substituting in lieu thereof "\$15.00".

PASSED this 28th day of November 1978.


City Clerk


Mayor

BY-LAW NO. 78 - 296

TO AMEND BY-LAW NO. 66-100 TO REGULATE TRAFFIC

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 26 (No Parking Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended;

(a) by deleting from Section A (No Parking Anytime) the following item, namely:-

"Barnesdale	East	Senator to Cannon",
-------------	------	---------------------

and by adding thereto the following items, namely:-

"Barnesdale	East	Cannon to 75 ft. southerly
Lansdowne	South	From 130 ft. east of Sherman to
		111 ft. easterly
Robins	East	Roxborough to Sunnidale".

(b) by deleting from Section D (No Parking 8:30 AM - 5:00 PM) the following item, namely:-

"Wood	North	From 150 ft. east of Ferguson to
		52 ft. easterly".

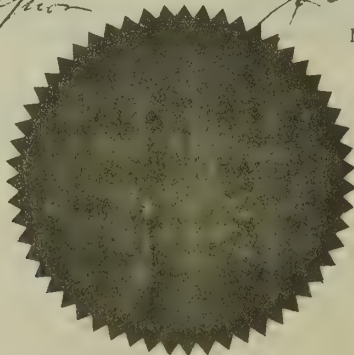
2. Schedule 26A (No Parking Areas) is hereby amended by adding to Section C (No Parking 8:30 AM - 5:00 PM) the following items, namely:-

"LeClaire	Both	End to End
Verdun Crt.	Both	End to End".

PASSED this 28th day of November, A.D. 1978.

[Signature]
City Clerk

[Signature]
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 297

To Amend:

Traffic By-law No. 66-100

Respecting:

REGULATION OF TRAFFIC ON HIGHWAYS DURING
EMERGENCY SNOW CONDITIONS

WHEREAS By-law No. 66-100, passed on the 29th day of March, 1966, provided for the regulation of traffic;

AND WHEREAS paragraph 107 of subsection 1 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284 empowers a municipality to pass by-laws for (inter alia) regulating traffic on highways;

AND WHEREAS subsection 13 of section 116 of The Highway Traffic Act, R.S.O. 1970, Chapter 107 empowers a constable to remove vehicles parked or left standing in contravention of a municipal by-law;

AND WHEREAS it is expedient to amend By-law No. 66-100 to provide for the regulation of traffic during emergency snow conditions.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clauses (na) and (o) of subsection 1 of section 1 of By-law No. 66-100 are respectively relettered (r) and (s).

2. Subsection 1 of section 1 of By-law No. 66-100 is amended by adding thereto the following clauses:

- (ca) "chief of police" means the Chief of Police of The Regional Municipality of Hamilton-Wentworth;
- (cb) "city" means the City of Hamilton;
- (da) "Constable" includes police officer, special constable and by-law enforcement officer appointed a special constable;
- (o) "snow emergency" means a period of time commencing upon the declaration by the chief of police that a snow emergency is in effect and continuing thereafter;
- (p) "snow emergency condition" means a snow condition that may require or requires removal of vehicles from city streets for the purpose of snow ploughing or snow removal at any time;
- (q) "snow route" means a city street mentioned in schedule 37 on which official signs are erected,
 - (i) prohibiting parking at all times; or
 - (ii) prohibiting parking during a snow emergency;

3. By-law No. 66-100 is amended by renumbering "Part VI" to "Part VII" and sections 42, 43, 44, 45 and 46 to 43, 44, 45, 46 and 47.

4. By-law No. 66-100 is amended by adding thereto the following:

- 2 -

PART VI

PARKING OR STANDING DURING SNOW EMERGENCY

42. (1) Notwithstanding any other provision of the By-law, and except as to authorized emergency vehicles, no person shall park or stand or leave parked or leave standing any vehicle upon any snow route respecting which a snow emergency is declared under subsection 2.

(2) The chief of police may from time to time declare a snow emergency upon determining that a snow emergency condition may occur or that there is a snow emergency condition, for all snow routes or one or more snow routes.

(3) The chief of police may declare the end of the declared snow emergency as it affects any snow route upon determining that the emergency snow condition has ceased in respect of the affected snow route.

(4) Upon the declaration that the snow emergency has ended, subsection 1 shall not apply to the affected snow routes.

(5) Every declaration shall be made in such a manner and to such and extent as the chief of police deems necessary or advisable to inform the general public.

(6) Where a snow emergency has been declared by the chief of police, a constable upon discovery of a vehicle parked or standing in contravention of subsection 1, may cause it to be moved or taken to and placed or stored in a suitable place.

(7) All costs and charges for moving, removing, care and storage of the vehicle, if any, are a lien upon the vehicle, which may be enforced in the manner provided by section 48 of The Mechanic's Lien Act.

(8) Where a vehicle is moved, removed or impounded under subsection 6, the owner of the vehicle shall pay the expenses of the moving, removal and impounding of the vehicle.

(9) Where the owner fails to pay the expenses of the moving, removal and impounding of the vehicle, the city may recover the expenses by action in a court of competent jurisdiction.

(10) Notwithstanding any other provision of the by-law, where a constable attaches a tag in accordance with section 43, the penalty payable out of court shall be in an amount not less than \$25.00.

(11) A separate tag may be attached for each day or part of a day of the alleged contravention of subsection 1.

5. (1) Subsection 1 of section 43 of By-law No. 66-100 is amended by striking out "Police" after the word "the" in the second line, so that the line shall read as follows:

"standing or stopping, the Constable
observing same may attach to"

(2) Subsection 2 of section 43 of By-law No. 66-100 is repealed and the following substituted therefor:

(2) Any person may, upon presentation of a tag issued by a Constable or a by-law enforcement officer alleging the commission of any of the offences under this by-law, pay out of Court within seven days the minimum penalty provided for such offence.

- 3 -

6. Subsection 8 of section 45 of By-law No. 66-100 is amended by inserting "or subsection 1 of section 42" in the second line so that the subsection shall read as follows:

(8) Every person who contravenes the provision of subsection 3a or 3b of section 5 or subsection 1 of section 42 is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000.00 exclusive of costs.

7. By-law No. 66-100 is hereby further amended by adding thereto the following schedule, namely:-

SCHEDULE 37

SNOW ROUTES

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Whitney	Main	Emerson
Emerson	Whitney	Main
King	Paradise	Forsythe
Longwood	King	Northerly end
Dundurn	Aberdeen	Southerly end
Charlton	Dundurn	Queen
Herkimer	Dundurn	Queen
Barton	Queen	Locke
Queen	Barton	Stewart
Aberdeen	Queen	James
Bay	Aberdeen	Herkimer
James	Barton	Burlington
John	Barton	Burlington
Wellington	Hunter	Young
Burlington	Bay	Wellington
Sanford	Delaware	Cumberland
Sherman	Main	Cumberland
Delaware	Sanford	Sherman
Ottawa	King	Justine
Parkdale	King	Lawrence
Dalewood	Main	King
Hadden	Main	King
Sterling	King	Forsythe
Franklin	Longwood	Uplands
Uplands	Franklin	Norwood
West 31st	Scenic	Angela
Angela	West 31st	Upper Paradise
Newark	Pottruff	Gailmont
Gailmont	Newark	King
Rainbow	Orphir	Nash
Nash	King	Brampton
Mount Albion	End	End
Greenhill	Mount Albion	Easterly end
Quigley	Greenhill	King
Veevers	Quigley	Ambrose
Ambrose	Veevers	Greenhill
Kenora	Barton	Brampton
Centennial Parkway	End	End
Confederation Dr.	End	End
Warrington	Lake	Westerly end
Lake	North City Limits	Q.E.W.
Delawana	Lake	Riverdale
Riverdale	Delawana	North City Limits

- 4 -

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Osborne	End	End
Talbot	End	End
Glow	Parkdale	Woodward
Dunn	Glow	Brampton
Brampton	Strathearne	Woodward
Strathearne	Brampton	Burlington
Beach	Ottawa	Burlington
Melvin	Walter	Barton
Walter	Barton	Melvin
Vansitmart	Kenilworth	Strathearne
Harmony	Barton	Harrison
Harrison	Harmony	Division
Sanatorium	Garth	Scenic
Rice	Mohawk	Sanatorium
Goulding	Scenic	San Pedro
San Pedro	Goulding	San Remo
San Remo	San Pedro	Argo
San Antonio	San Remo	Argo
Argo	San Remo	San Antonio
Upper Horning	Mohawk	Upper Paradise
Wendover	End	End
Magnolia	Mohawk	Wendover
Cranbrook	End	End
Glenvale	Garth	Stone Church
McIntosh	Stone Church	Regent
Regent	McIntosh	Garth
Garth	Stone Church	Claudette
West 21st	Sanatorium	Elmwood
Elmwood	Garth	West 21st
Limeridge	Garth	Mountain Brow
Inverness	James	Wellington
Hester	James	Wellington
Jameston	James	Caledon
Caledon	Jameston	Aldridge
Aldridge	Caledon	James
Queensdale	Upper Wellington	Upper Ottawa
Crockett	Upper Sherman	Upper Gage
Brucedale	Upper Gage	Upper Ottawa
Macassa	Upper Sherman	Upper Gage
Pemberton	Upper Gage	East 42nd
East 42nd	Mohawk	Pemberton
Jeanette	Upper Sherman	Bellingham
Bellingham	Jeanette	Berko
Berko	Bellingham	Upper Sherman
Beverton	Acadia	Upper Sherman
Acadia	Beverton	Upper Sherman
Eleanor	Stone Church	Rymal
Redbury	Upper Ottawa	Queen Victoria
Queen Victoria	Redbury	Queensbury
Queensbury	Queen Victoria	Upper Ottawa
Glover	Rymal	South City Limits
Kennedy	Upper James	Christie
Christie	Kennedy	Malton
Malton	Christie	Upper James
Pritchard	Mud	Rymal
Grenadier	Mohawk	Toby
Toby	Grenadier	Upper Kenilworth
Upper Kenilworth	Fennell	Mohawk
Kimberly Dr.	Kenilworth Traffic Circle	Greenhill
Rosedale	King	Dundonald
Dundonald	Rosedale	Cochrane
Montrose	Rosedale	Cochrane
Cochrane	Dundonald	Queenston
Mayhurst	King	Coronation
Coronation	Mayhurst	Parkdale

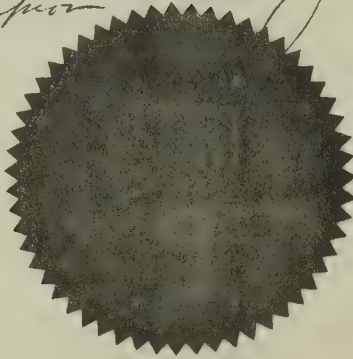
- 5 -

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Pottruff	King	Newark
Orphir	Pottruff	Rainbow
Division	Harrison	Barton
Grenfell	Beach	Kenilworth
McAnulty	Ottawa	Wallace
Wallace	McAnulty	Beach
Strathearne	Main	Vansitmart
Beland	Main	Queenston
Reid	Main	Queenston
Beland	Roxborough	Dunsmure
Reid	Roxborough	Dunsmure
Dunsmure	Beland	Reid
Roxborough	Strathearne	Reid
Justine	Rosslyn	King
Province	King	Justine
Rosslyn	Justine	Lawrence
Balmoral	Justine	Lawrence
Cannon	Sherman	Kenilworth
Britannia	Kenilworth	Parkdale
Depew	Industrial Dr.	Beach
Beach	Lottridge	Ottawa
Beechwood	Gage	Avondale
Avondale	Beechwood	Barton
Lottridge	King	Beach
Maplewood	Sherman	Gage
Blake	Maplewood	Main
Brant	Birch	Niagara
Stinson	Victoria	Wellington
Ferrie	Wellington	Victoria
Ferguson	Burlington	Dock Service Rd.
Dock Service Rd.	Ferguson	Guise
Guise	Dock Service Rd.	James
Young	James	Victoria
Hunter	Locke	Claremont Access
Charlton	Queen	Victoria
Duke	Park	James
Augusta	James	John
Bold	Duke	James
Jackson	MacNab	Catharine
King William	James	Victoria
Rebecca	James	Catharine
Murray	Bay	John
Ferguson	King	Cannon
Walnut	Young	King William
Mary	King	Barton
Catharine	Charlton	Barton
John	Arkeldun	Barton
Hughson	Hunter	Barton
James	Aberdeen	Barton
James Mtn. Rd.	End	End
MacNab	Herkimer	Bold
Park	Charlton	Duke
MacNab	Hunter	King
MacNab	York Blvd.	Murray
Bay	Herkimer	Burlington
Caroline	Hunter	York Blvd.
Hess	Hunter	Stuart
Hess	Aberdeen	Herkimer
Locke	Aberdeen	Barton
Margaret	End	End
Strathcona	York	Lamoreaux
Lamoreaux	Strathcona	Dundurn
Chatham	Dundurn	Locke
Norwood	Longwood	Franklin

PASSED this 28th day of November , A.D. 1978

SA [Signature]
City Clerk

John A. MacDonald
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 78 - 298

To Remove:

PART OF "BERRISFIELD MEADOWS TWO" REGISTERED PLAN OF SUBDIVISION
FROM PART LOT CONTROL

WHEREAS subsection 5 of section 29 of The Planning Act, R.S.O. 1970, Chapter 349, provides as follows:

- (5) Notwithstanding subsection 4, the council of a municipality may by by-law provide that subsection 4 does not apply to land that is within such registered plan or plans of subdivision or parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection 4 ceases to apply to such land;

AND WHEREAS subsection 4 of section 29 of The Planning Act establishes part lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 5 of section 29 of The Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

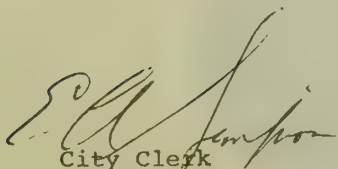
AND WHEREAS it is desirable to exempt certain lands from part lot control.

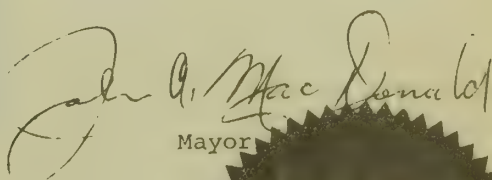
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 4 of section 29 of The Planning Act, R.S.O. 1970, Chapter 349 as amended by Statutes of Ontario 1972, Chapter 118, S. 3, shall not apply to the following lands:

1. Lots 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120 and 121 on Registered Plan M-229, registered on the 24th day of June, 1977.

PASSED this 28th day of November 1978.


City Clerk


Mayor

(1978) 35 R.P.D.C. 12, November 28
Legal Files Nos. 1-5,454; 40-8.12



BY-LAW NO. 78 - 299

TO CLOSE DALE AVENUE, AND DISPOSE OF PORTIONS THEREOF

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and lease or sell any highway or part of a highway;

AND WHEREAS it is deemed expedient to stop-up and dispose of portions of the highway described herein;

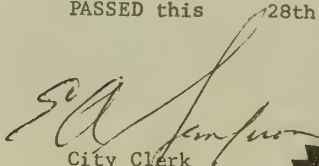
AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act;

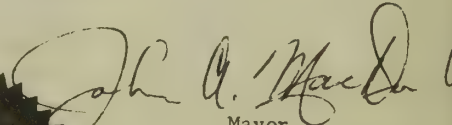
AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

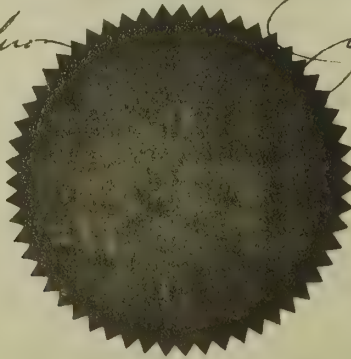
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portions of the highway described in Schedule "A" are hereby stopped-up.
2. Within six months after the enactment of this By-law;
 - (i) The Regional Municipality of Hamilton-Wentworth may purchase the said portion designated Part 1 on Reference Plan 62R-4222 for the nominal sum of \$1.00; and
 - (ii) St. Andrews United Church may lease from the City the said portion designated Part 7 on the said Reference Plan, the rent to be \$10.00 a year plus taxes;
 - (iii) St. Andrews United Church may purchase the said portion designated Part 6 on the said Reference Plan for \$6,468.00, the amount to be satisfied by the conveyance by the Church to the City of the portions of Lots 14, 15 and 16, designated Part 8 on the Plan.
3. If The Regional Municipality of Hamilton-Wentworth and St. Andrews United Church do not purchase the said portions, (Parts 1 and 6), of highway within the said period of six months, or such period as may be fixed by a subsequent by-law, the sale of those Parts may be authorized to any other persons at the same or a greater price.

PASSED this 28th day of November A.D. 1978.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Dale (formerly Dean) Avenue according to Walnut Park Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 890 and which said parcels may be more particularly described as all of Parts 1, 2, 6 and 7 according to a Reference Plan received and deposited in the said Land Registry Office on June 12th, 1978 as Plan 62R-4222.

MOHAWK

ROAD

RELEASED AND DEPOSITED AS
PLAN 62R-4222
DATE June 12, 1978
BY John A. Harrington FOR THE REGISTRAR
DIVISION OF LAND SURVEY
I REQUIRE THIS PLAN TO BE DEPOSITED UNDER
PART II OF THE REGISTRY ACT.
DATE May 25, 1978
John A. Harrington
D.A. HARRINGTON, SURVEYOR

REFERENCE PLAN SHOWING
DALE AVENUE, PARCEL D, PART OF LOTS 14, 15 & 16 - WALNUT PARK SURVEY
REGISTERED PLAN No. 890

IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON, WESTERN
SCALE 1"=40'
D.A. HARRINGTON, ONTARIO LAND SURVEYOR
1978

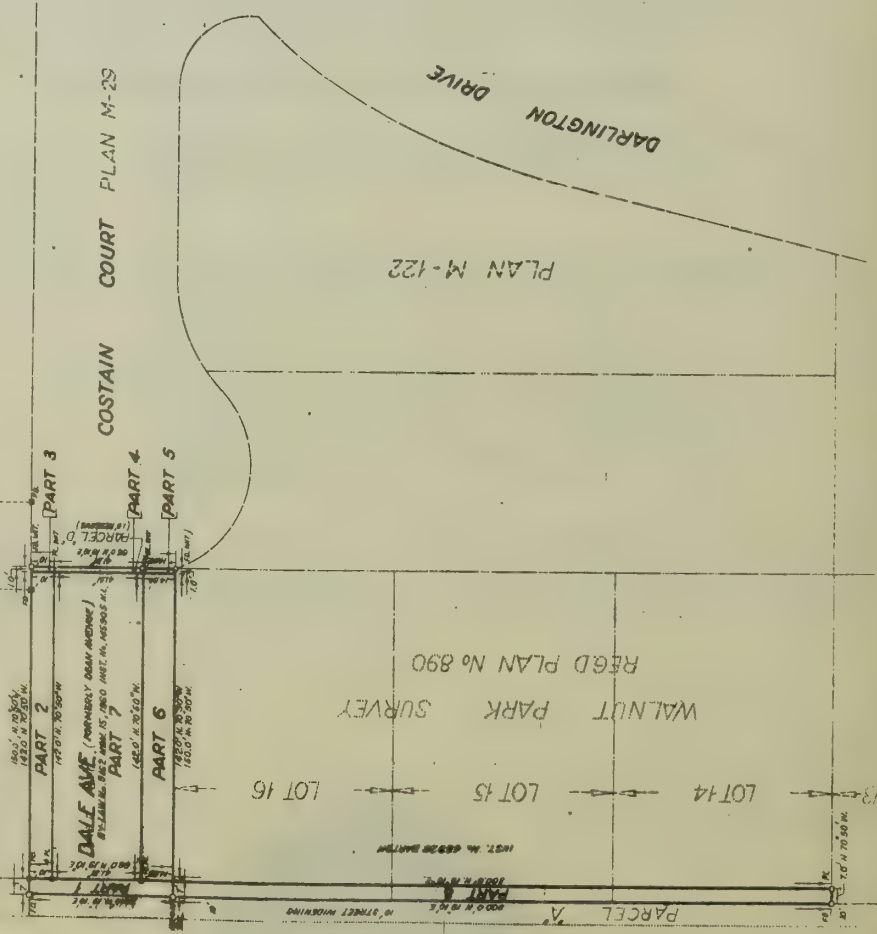
PLAN 62R 446

PARCEL H

STREET WIDTHING BY BY-LAW NO. 76-100
APRIL 22, 1976 - (WEST. NO. 8717 C)

(INST. NO. 2062788 A.B.)

(INST. NO. 275187 A.B.)



SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT
1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE
WITH THE SURVEY ACT AND THE REGISTRY ACT AND THE
REGULATIONS MADE THEREUNDER.
2. THE SURVEY WAS COMPLETED ON THE 2ND DAY OF MAY 1978

May 25, 1978 DATE
John A. Harrington
D.A. HARRINGTON
ONTARIO LAND SURVEYOR

LEGEND

SIGN THUS $\odot$ C.M. DENOTES A CONCRETE MONUMENT
SIGN THUS $\odot$ DENOTES A STANDARD IRON BOLT 1" x 1/2"
SIGN THUS $\odot$ DENOTES AN IRON BOLT 1/2" x 1/2"
SIGN THUS $\odot$ DENOTES A ROUND IRON BAR 1/2" x 1/2"
SIGN THUS $\odot$ DENOTES A CUT CROSS
PD ... FOUND PLANTED WITH ... WITNESS

BEARINGS HEREOF ARE ASSUMED ASTRONOMIC AND ARE
REFERRED TO THE EASTERN LIMIT OF UPPER PARADISE RD
ON A COURSE N 19° 00' E AS SHOWN ON REGD PLAN No. 890

PLAN	INSTRUMENT No.	GRANTEE	LOT	REGD PLAN	AREA
1	DALE AVE.		DALE AVE.	890	43.57/1
2					43.57/1
3					43.57/1
4	PARCEL D	THE CORPORATION OF THE CITY OF HAMILTON	PARCEL D	890	43.57/1
5	46383 BARR.				43.57/1
6					43.57/1
7	DALE AVE.		DALE AVE.	890	43.57/1
8	46383 BARR.	ST. ANDREW'S UNITED CHURCH			43.57/1

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS
DALE AVENUE
CLOSING AND LEASING UPPER PARADISE RD. TO COSTAIN COURT

The Corporation of the City of Hamilton

BY-LAW NO. 78 - 300

To Provide:

For An Amendment to the Agreement Dated January 6, 1976
Between The Province of Ontario and The City of Hamilton

Respecting:

THE CONSTRUCTION OF A TRADE AND CONVENTION CENTRE

WHEREAS the City of Hamilton entered into an Agreement dated the 6th day of January, 1976 with Her Majesty, The Queen, represented by the Minister of Government Services, for the purpose of (inter alia) the construction of a trade and convention centre;

AND WHEREAS the Province of Ontario agreed to contribute the sum of 4.5 million dollars towards the total cost of the trade and convention centre;

AND WHEREAS the Province of Ontario has subsequently agreed to contribute the sum of 5.1461 million dollars towards the total cost of the trade and convention centre, in lieu of the 4.5 million dollars previously agreed;

AND WHEREAS it is desirable that the City of Hamilton agree to the increased amount of the contribution by the Province of Ontario;

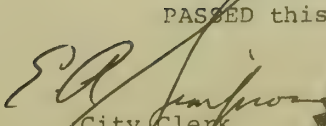
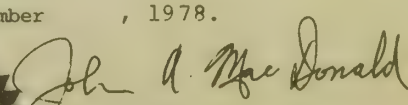
AND WHEREAS it is also desirable that the trade and convention centre shall be named "Hamilton Place Convention Centre".

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized that the Mayor and the City Clerk execute an amending agreement to the Agreement dated the 6th day of January, 1976, (hereinafter referred to as the "January 6, Agreement"), providing for the following changes:

1. Wherever the figure "4.5" appears in the "January 6, Agreement", with reference to the contribution by the Province of Ontario towards the total cost of the trade and convention centre, the figure shall be deleted and replaced by the figure "5.1461" so that the contribution of the Province of Ontario shall be 5.1461 million dollars.
2. Wherever the words "Hamilton Place Trade and Convention Centre" appear in the "January 6, Agreement", they shall be replaced by the words "Hamilton Place Convention Centre".
3. The contract between the Province of Ontario and the City of Hamilton is in the gross amount of \$16,561,393.00 which includes a contingency of \$790,000.00 and the contribution of the Province of Ontario of 5.1461 million dollars.

PASSED this 28th day of November, 1978.


City Clerk
Mayor

BY-LAW NO. 78- 301

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF NOVEMBER A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

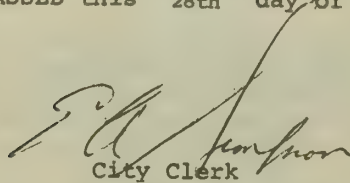
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

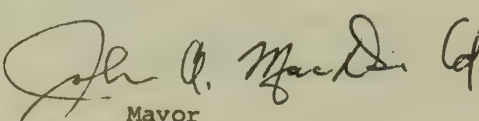
1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

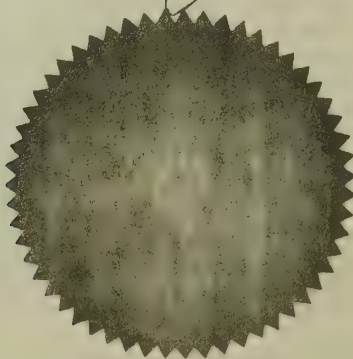
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of November A. D., 1978.


City Clerk


Mayor



BY-LAW NO. 78- 302

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 29TH DAY OF NOVEMBER A. D., 1978.

WHEREAS by Section 9 of the Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

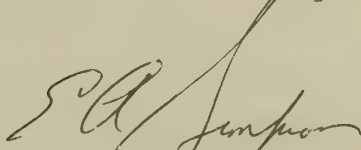
AND WHEREAS by Subsection 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

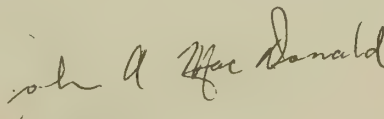
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

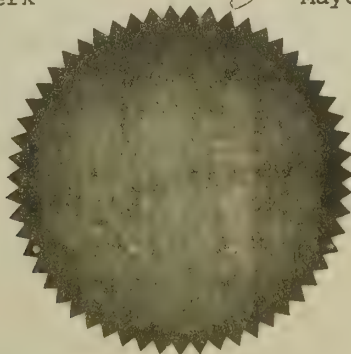
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 29th day of November A. D., 1978.


City Clerk


Mayor



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